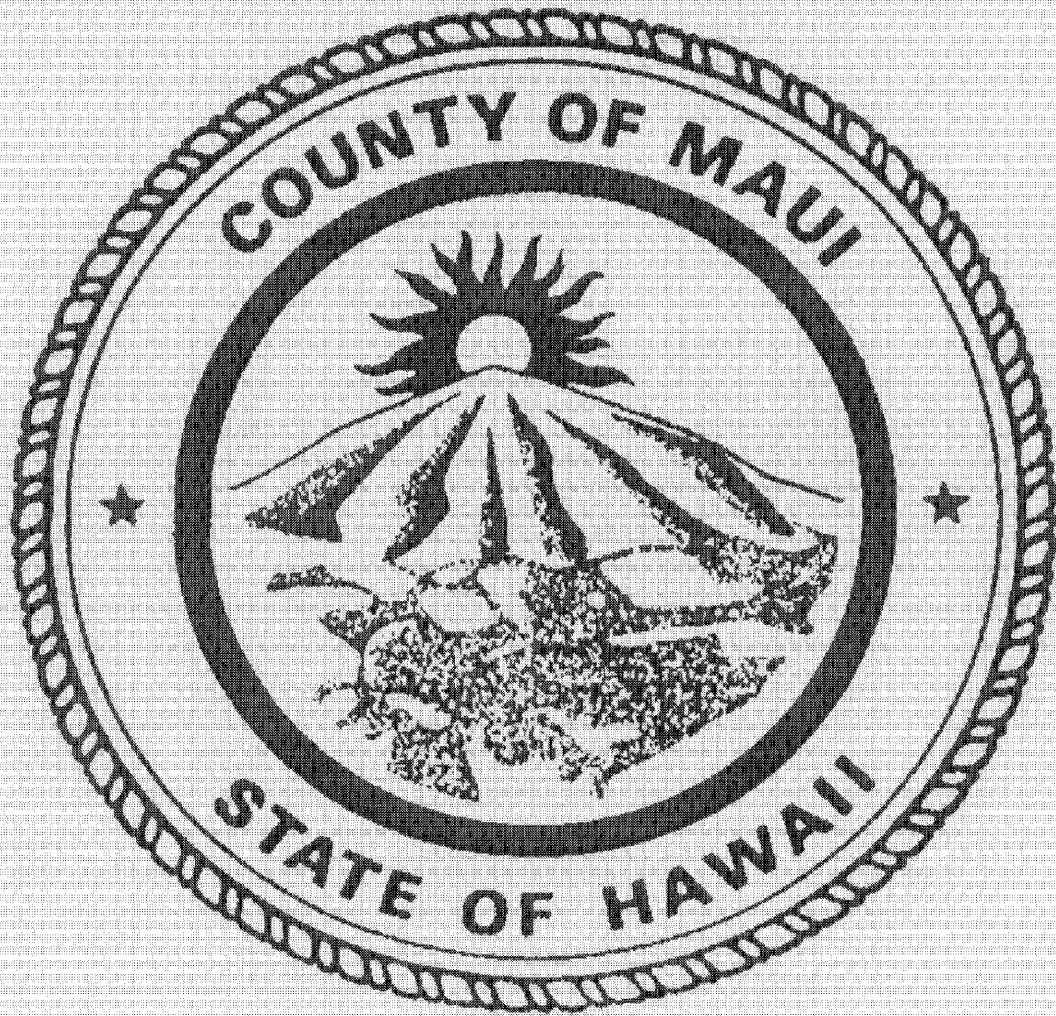


COUNTY OF MAUI

FISCAL YEAR 2006

BUDGET ORDINANCES



BUDGET OFFICE

200 S. High Street, 9th Floor, Wailuku, HI 96793

E-mail: budget.office@co.maui.hi.us

Website: www.co.maui.hi.us/mayor/budget

TABLE OF CONTENTS

ORDINANCE NO.	BILL NO.	TITLE OF THE BILL
3289	45 DRAFT 1	A BILL FOR AN ORDINANCE RELATING TO THE OPERATING BUDGET FOR THE COUNTY OF MAUI FOR THE FISCAL YEAR JULY 1, 2005 TO JUNE 30, 2006
3288	44	A BILL FOR AN ORDINANCE RELATING TO THE CAPITAL PROGRAM FOR THE FISCAL YEAR ENDING JUNE 30, 2006
3280	36	A BILL FOR AN ORDINANCE AUTHORIZING THE ISSUANCE OF TWENTY-SIX MILLION SIX HUNDRED SEVENTY-FOUR THOUSAND FIVE HUNDRED DOLLARS (\$26,674,500) AGGREGATE PRINCIPAL AMOUNT OF GENERAL OBLIGATION BONDS OF THE COUNTY OF MAUI FOR THE PURPOSE OF PROVIDING FUNDS TO PAY ALL OR A PART OF THE COST OF APPROPRIATIONS FOR PUBLIC IMPROVEMENTS OF AND FOR THE COUNTY OF MAUI; FIXING THE FORM, DENOMINATIONS AND CERTAIN OTHER FEATURES OF SUCH BONDS AND PROVIDING FOR THEIR SALE; AUTHORIZING THE DIRECTOR OF FINANCE TO DETERMINE CERTAIN DETAILS OF THE BONDS; AUTHORIZING THE ISSUANCE AND SALE OF A LIKE PRINCIPAL AMOUNT OF GENERAL OBLIGATION BOND ANTICIPATION NOTES IN ANTICIPATION OF THE ISSUANCE AND SALE OF SUCH BONDS; AND PROVIDING FOR OTHER ACTIONS RELATED TO THE ISSUANCE, SALE AND DELIVERY OF SAID BONDS
3281	37	A BILL FOR AN ORDINANCE DETERMINING THAT PART OF THE PROCEEDS OF GENERAL OBLIGATION BONDS OF THE COUNTY OF MAUI HERETOFORE ISSUED IS IN EXCESS OF THE AMOUNTS REQUIRED FOR THE PURPOSES FOR WHICH SUCH BONDS WERE INITIALLY ISSUED, OR MAY OR SHOULD NOT BE APPLIED TO THOSE PURPOSES, AND DIRECTING TO OTHER PUBLIC IMPROVEMENTS OR AUTHORIZED PURPOSES OF THE COUNTY OF MAUI
3282	38	A BILL FOR AN ORDINANCE AMENDING CHAPTER 5.16, MAUI COUNTY CODE, PERTAINING TO TAXICABS
3283	39	A BILL FOR AN ORDINANCE RELATING TO SALARIES OF DEPUTIES CORPORATION COUNSEL AND DEPUTIES PROSECUTING ATTORNEY
3284	40	A BILL FOR AN ORDINANCE AMENDING CHAPTER 16.26, MAUI COUNTY CODE, PERTAINING TO BUILDING PERMIT FEES
3285	41	A BILL FOR AN ORDINANCE AMENDING SECTION 3.48.450, MAUI COUNTY CODE, PERTAINING TO REAL PROPERTY TAX HOME EXEMPTION
3286	42	A BILL FOR AN ORDINANCE AMENDING TITLE 3, MAUI COUNTY CODE, PERTAINING TO THE FIRST-TIME HOME BUYERS FUND
3287	43	A BILL FOR AN ORDINANCE RELATING TO SALARIES OF PERSONNEL IN THE OFFICE OF COUNCIL SERVICES AND OTHER COUNCIL STAFF
3290	46	A BILL FOR AN ORDINANCE AMENDING SECTION 6.20.020, MAUI COUNTY CODE, RELATING TO COLLECTION SERVICE FOR A DOG OR CAT
3291	47	A BILL FOR AN ORDINANCE AMENDING SECTION 5.12.030, MAUI COUNTY CODE, RELATING TO VENDORS FEES-EXCEPTIONS
3292	48	A BILL FOR AN ORDINANCE AMENDING SECTION 3.24.030, MAUI COUNTY CODE, RELATING TO MOTOR VEHICLE WEIGHT TAX RATES

ORDINANCE NO. 3289

BILL NO. 45 (2005)
Draft 1

A BILL FOR AN ORDINANCE RELATING TO THE
OPERATING BUDGET FOR THE COUNTY OF MAUI
FOR THE FISCAL YEAR JULY 1, 2005 TO JUNE 30, 2006

BE IT ORDAINED BY THE PEOPLE OF THE COUNTY OF MAUI:

SECTION 1. This ordinance may be referred to as the "Fiscal Year 2006 Budget".

SECTION 2. The several amounts listed below are declared to be the estimated revenues of the County of Maui for the Fiscal Year July 1, 2005 through June 30, 2006, and are appropriated to the functions, programs, funds, departments and agencies for the purposes set forth in Sections 3 and 4.

ESTIMATED REVENUES

FROM TAXES, FEES AND ASSESSMENTS:

Real Property Taxes	\$162,744,070
Circuit Breaker Adjustment	(\$1,043,009)
Charges for Current Services	\$71,680,657
Transient Accommodations Tax	\$18,840,000
Public Service Company Tax	\$4,600,000
Licenses/Permits/Others	\$19,456,904
Fuel and Franchise Taxes	\$19,048,142
Special Assessments	\$11,291,000
Other Intergovernmental	\$7,160,000

FROM OTHER SOURCES:

Interfund Transfers	\$23,983,031
Bond/Lapsed Bond	\$30,249,500
Carryover/Savings:	
General Fund	\$9,787,494
Wastewater Fund	\$382,821
Highway Fund	\$3,947,799
Solid Waste Fund	\$1,544,255
Golf Fund	\$10,200
Liquor Fund	\$588,330
Bikeway Fund	\$60,963
Water Supply Fund	\$5,885,455

TOTAL ESTIMATED REVENUES

\$390,217,612

SECTION 3. The amounts listed in this Section are appropriated from the general fund, unless otherwise specified, to the functions, programs, offices, departments and agencies, and for the personnel identified, for the Fiscal Year July 1, 2005 through June 30, 2006.

FUNCTIONS AND PROGRAMS

APPROPRIATION

A. LEGISLATIVE FUNCTIONS (Appropriations for legislative functions shall be deemed consolidated to the extent necessary to allow transfers or other adjustments by Council resolution; and to allow transfers between the Office of Council Services and the Office of the County Clerk for joint programs to enable compliance with legal requirements.)

1. Office of Council Services
 - a. Council Services Program \$4,432,596
 - (1) Provided, that disbursement for salaries and premium pay is not restricted by Section 5.
2. Office of the County Clerk
 - a. County Clerk Program \$763,093
 - (1) Provided, that disbursement for salaries and premium pay is not restricted by Section 5.

B. MANAGEMENT AND OTHER FUNCTIONS

1. Civil Defense Agency
 - a. Civil Defense Program \$324,764
 - (1) Provided, that disbursement for salaries and premium pay is limited to 4.0 equivalent personnel.
2. Department of the Corporation Counsel
 - a. Legal Services Program \$1,850,784
 - (1) Provided, that disbursement for salaries and premium pay is limited to 24.3 equivalent personnel.
3. Department of Finance
 - a. Administration/Risk Management Program/Treasury \$1,154,101
 - (1) Provided, that disbursement for salaries and premium pay is limited to 15.8 equivalent personnel.
 - (2) Provided, that \$25,000 shall be for contracts for services to estimate the processing cost for each type of licenses, permits and approvals issued by the Financial Services Program of the Department of Finance; and to make recommendations for fees, charges, and assessments that would be sufficient to recover the processing costs; and that a status report be provided to the Council no later than December 31, 2005.
 - (3) Provided, that \$75,000 shall be utilized for services to research the economic, social and other impacts of the time share industry on the surrounding community and the County of Maui; and that a status report be provided to the Council no later than December 31, 2005.

b. Accounts Program	\$816,668
(1) Provided, that disbursement for salaries and premium pay is limited to 14.0 equivalent personnel.	
c. Purchasing Program	\$280,825
(1) Provided, that disbursement for salaries and premium pay is limited to 6.0 equivalent personnel.	
d. Financial Services	\$4,035,981
(1) Provided, that disbursement for salaries and premium pay is limited to 76.0 equivalent personnel.	
(2) Countywide Service Center - Annual Lease Costs	\$275,000
e. Countywide Costs	
(1) Fringe Benefits	\$42,297,531
(2) Fringe Benefit Reimbursements	(\$8,595,606)
(3) Bond Issuance and Debt Service	\$33,089,809
(4) Supplemental Transfer to the Solid Waste Fund	\$2,695,220
(5) Insurance Programs and Self Insurance	\$4,940,000
(6) Transfer to the Open Space, Natural Resources, Cultural Resources, and Scenic Views Preservation Fund	\$1,618,929
(7) General Costs	\$8,492,407
Provided, that \$7,200,000 shall be for collective bargaining pay increases.	
(8) Overhead Reimbursements	(\$5,098,556)
(9) Transfer to Emergency Fund	\$1,548,436
(10) Lease Costs	\$546,000
(11) First-Time Home Buyers Fund	\$400,000
Provided, that legislation shall be enacted prior to implementation of the First-Time Home Buyers Program.	
4. Department of Fire and Public Safety	
a. Administration/Maintenance Program	\$1,127,862
(1) Provided, that disbursement for salaries and premium pay is limited to 10.0 equivalent personnel.	
b. Training Program	\$670,110
(1) Provided, that disbursement for salaries and premium pay is limited to 9.0 equivalent personnel.	
c. Fire/Rescue Operations Program	\$18,104,803
(1) Provided, that disbursement for salaries and premium pay is limited to 261.0 equivalent personnel.	
d. Fire Prevention Program	\$658,657
(1) Provided, that disbursement for salaries and premium pay is limited to 10.0 equivalent personnel.	
5. Department of Housing and Human Concerns	
a. Administration Program	\$383,986
(1) Provided, that disbursement for salaries and premium pay is limited to 6.0 equivalent personnel.	

b. Housing Program	\$371,743
(1) Provided, that disbursement for salaries and premium pay is limited to 7.0 equivalent personnel.	
(2) Affordable Rental Housing Program Provided, that legislation shall be enacted prior to implementation of the Affordable Rental Housing Program.	400,000
(3) Grants and disbursements for Affordable Housing in Hana Provided, that the developer enters into a binding contract with Hana Ranch Partners, LLC for the acquisition, as a gift, of a 15-acre parcel in Hana, Hawaii.	\$225,000
c. Human Concerns Program	\$3,367,605
(1) Provided, that disbursement for salaries and premium pay is limited to 50.5 equivalent personnel and 11.0 Limited Term Appointment (LTA) equivalent personnel.	
(2) Provided, that the 11.0 LTA equivalent personnel shall be for Senior Services instructors.	
(3) Provided, that \$50,000 shall be for immigration services for Molokai and Lanai.	
(4) Grant to Alu Like - Kahua Ola Hou - Molokai	\$150,000
(5) Grant to Big Brothers-Big Sisters of Maui	\$80,000
(6) Grant to Coalition for Drug Free Lanai	\$50,000
(7) Grants and disbursements for Community Partnership Grants	\$1,224,000
(8) Grant to Community Work Day Program Provided, that \$50,000 shall be for the rental of equipment and tools for restoration efforts at the Old Maui High School campus at Hamakuapoko.	\$150,000
(9) Grants and disbursements for Culture and Arts Grants	\$80,000
(10) Grants and disbursements for Early Childhood Programs	\$75,000
(11) Grant to E Malama I Na Keiki O Lanai Preschool	\$60,000
(12) Grants and disbursements for Hana Human Services	\$20,000
(13) Grants and disbursements for Homeless Program	\$520,000
(14) Grant to Hui Malama Learning Center	\$180,000
(15) Grant to Hui No'eau Visual Arts Center Provided, that this one-time grant shall be for operations and programs.	\$150,000

(16) Grant to Maui Adult Day Care Center	\$180,000
(17) Grant to Maui Community Food Bank	\$150,000
(18) Grant to Maui Community College for Cooperative Education Program	\$50,000
(19) Grant to Maui Economic Opportunity, Inc. for Enlace Hispano Program	\$110,000
(20) Grant to Maui Economic Opportunity, Inc. for Headstart Afterschool Program	\$195,000
(21) Grant to Maui Economic Opportunity, Inc. for Headstart Summer Program	\$85,000
(22) Grant to Maui Economic Opportunity, Inc. for Youth Bank	\$155,000
(23) Grant to The Maui Farm	\$140,000
(24) Grant to Maui Economic Opportunity, Inc. for Infant/Toddler Care Program	\$72,000
(25) Grant to Maui Economic Opportunity, Inc. for Molokai Summer Program	\$13,000
(26) Grant to the Salvation Army Provided, that the funds shall not be used to recruit or convert a person to a new faith, institution, or cause; and that social services shall not be denied on the basis of religion.	\$150,000
(27) Grants and disbursements for Self Sufficiency Programs	\$175,000
(28) Grants and disbursements for Substance Abuse Programs	\$738,000
(29) Grants and disbursements for Youth Centers	\$1,750,000
(30) Grants and disbursements for Youth Programs	\$150,000
(31) Grant to Women Helping Women	\$140,000
(32) Grant to Hale Mahaolu Ehiku (Kihei) for a Fire Sprinkler System	\$70,000
(33) Grants and disbursements for Lahaina Tutoring Project	\$6,000
(34) Grant to the Volunteer Center for Project Graduation Programs	\$12,000
d. Animal Management Program	\$1,300,000
(1) Provided, that no funds shall be for the purchase of vehicles.	
(2) Provided, that County funds are not used to purchase TASER devices.	
(3) Provided, that \$15,000 shall be for the Molokai Humane Society for the spay and neuter program.	
(4) Provided, that each Animal Control Officer successfully completes a minimum of 125 hours of training equivalent to training required for Police recruits. This training shall include, but is not limited to, training in the	

areas of ethics and professionalism, constitutional law, search and seizure, cultural awareness, criminal law, civil rights and liabilities, report writing, and verbal judo. An initial status report regarding Certification of Training shall be provided to the Council by July 15, 2005. Quarterly status reports regarding Certification of Training shall be provided to the Council no later than 30 days after the end of each quarter.

6.	Department of Liquor Control - Liquor Fund	
	a. Liquor Control Program	
	(1) Provided, that disbursement for salaries and premium pay is limited to 23.0 equivalent personnel.	\$1,582,580
	b. Administrative Overhead Charge	\$788,654
7.	Department of Management	
	a. Management Program	\$585,422
	(1) Provided, that disbursement for salaries and premium pay is limited to 5.0 equivalent personnel and 1.0 Limited Term Appointment (LTA) equivalent personnel.	
	b. Energy Program	\$91,238
	(1) Provided, that disbursement for salaries and premium pay is limited to 1.0 equivalent personnel.	
	c. Management Information Systems Program	\$2,408,759
	(1) Provided, that disbursement for salaries and premium pay is limited to 20.0 equivalent personnel.	
	d. Geographic Information Systems Program	\$319,838
	(1) Provided, that disbursement for salaries and premium pay is limited to 4.0 equivalent personnel.	
8.	Office of the Mayor	
	a. Administration Program	\$1,188,885
	(1) Provided, that disbursement for salaries and premium pay is not restricted by Section 5.	
	b. Economic Development Program	\$287,291
	(1) Provided, that disbursement for salaries and premium pay is not restricted by Section 5.	
	(2) Grants and disbursements for Agriculture Promotion	\$135,900
	(3) Grants and disbursements for Aloha Festivals for Maui, Molokai, Lanai and Hana equally	\$40,000
	(4) Grants and disbursements for Aquaculture/Marine Resources Development	\$60,000
	(5) Grants and disbursements for Business Research Library	\$130,000
	(6) Grants and disbursements for the Centennial Celebration	\$20,000

(7) Grants and disbursements for East Maui Cultural/ Economic Development	\$75,000
(a) Provided, that \$5,000 shall be for a trailer for the Hana Canoe Club.	
(b) Provided, that \$10,000 shall be for Kipahulu Ohana.	
(c) Provided, that \$10,000 shall be for Ma Ka Hana Ka Ike, Hana High School carpentry program.	
(8) Grants and disbursements for Environmental Protection	\$600,000
(9) Grants and disbursements for Filipino Centennial Celebration	\$25,000
Provided, that the funds shall be for Maui County events.	
(10) Grants and disbursements for Film Industry Promotion	\$85,000
(11) Grant to Maui Arts and Cultural Center	\$400,000
Provided, that \$150,000 shall be for the capital campaign.	
(12) Grant to Maui County Farm Bureau	\$150,000
Provided, that up to \$50,000 shall be for farmer education and training, and for the use of technology in marketing farm products.	
(13) Grant to Maui Economic Development Board	\$535,000
(14) Grant to Maui Nui Botanical Gardens	\$125,000
(15) Grants and disbursements for Maui Soil/Water Conservation District	\$38,870
(16) Grant to Maui Visitors Bureau	\$3,500,000
(17) Grant to Maui Economic Opportunity, Inc. for Microenterprise Program	\$150,000
(18) Grants and disbursements for Molokai Economic Development and Cultural Program	\$169,900
Provided, that \$99,900 shall be for Molokai Kuhao Business Center.	
(19) Grants and disbursements for Small Business Promotion	\$100,000
(20) Grants and disbursements for Solar Water Heater Initiatives	\$100,000
Provided, that the funds shall be unrestricted for renters, special needs housing, affordable housing projects, and other housing.	
(21) Grants and disbursements for Soil/Water Conservation Districts - Molokai and Lanai	\$10,000
(22) Grants and disbursements for Watershed Protection	\$200,000
(23) Grant to University of Hawaii College of Tropical Agriculture and Human Resources for Extension and Research Projects in Maui County	\$100,000
(24) Grant to Maui Redevelopment Agency	\$80,000
Provided, that \$50,000 shall be for an Interim Manager, \$20,000 shall be for support staff, and \$10,000 shall be for administrative expenses.	
(25) Grant to United States Geological Survey for Na Wai Eha Stream Studies	\$75,000

(26) Grant to Maui Long Term Care Partnership Caregiver Pilot Project	\$20,000
(27) Grants and disbursements for Historical/Cultural Preservation projects Provided, that funds shall be for one-time grants to organizations that are not currently receiving funding from other sources within the County.	\$50,000
c. E-Tech Program	\$410,225
(1) Provided, that disbursement for salaries and premium pay is not restricted by Section 5.	
9. Department of Parks and Recreation	
a. Administration Program	\$802,065
(1) Provided, that disbursement for salaries and premium pay is limited to 15.0 equivalent personnel.	
(2) Grant to Maui Community Correctional Center for Workline Program	\$207,000
(3) Grants and disbursements for Skate Park Management	\$32,000
(4) Grant to Lahaina Restoration Foundation	\$120,000
b. Aquatics Program	\$4,330,875
(1) Provided, that disbursement for salaries and premium pay is limited to 97.2 equivalent personnel.	
c. Park Maintenance Program	\$2,517,271
(1) Provided, that disbursement for salaries and premium pay is limited to 38.8 equivalent personnel.	
(2) Maintenance of street trees	300,000
d. Planning and Development Program	\$361,660
(1) Provided, that disbursement for salaries and premium pay is limited to 7.0 equivalent personnel.	
e. Recreation and Support Services Program	\$11,260,897
(1) Provided, that disbursement for salaries and premium pay is limited to 177.7 equivalent personnel and 1.0 Limited Term Appointment (LTA) equivalent personnel.	
f. PALS Program	\$1,237,336
(1) Provided, that disbursement for salaries and premium pay is limited to 59.3 equivalent personnel.	
g. Waiehu Golf Course - Golf Fund	\$1,162,698
(1) Provided, that disbursement for salaries and premium pay is limited to 20.8 equivalent personnel.	
(2) Provided, that a status report on golf fee revenues shall be provided to the Council no later than January 15, 2006.	
(3) Contribution to General Fund - ERS and FICA	\$153,269
(4) Contribution to General Fund - Health Fund	\$111,013

(5) Debt Service	\$95,945
(6) Administrative Overhead Charge	\$180,270
10. Department of Personnel Services	
a. Personnel Administration and Management Support Services Program	\$1,260,407
(1) Provided, that disbursement for salaries and premium pay is limited to 16.0 equivalent personnel.	
11. Department of Planning	
a. Administration and Planning Program	\$2,961,512
(1) Provided, that disbursement for salaries and premium pay is limited to 53.0 equivalent personnel.	
(2) Provided, that \$100,000 shall be for services for the preparation of County legislation, rules, and other regulations that would authorize and regulate purchases of development rights, and transfers of development rights; and professional services for a "costs of community services" study; and that a status report be provided to the Council no later than December 31, 2005.	
(3) Grant to Tri-Isle Main Street Resource Center	\$200,000
(4) Grants and disbursements for UH-Maui Sea Grant Program	\$52,200
(5) General Plan Update	\$90,000
(6) Digital Flood Mapping	\$50,000
(7) Aerial Photography	\$75,000
(8) Spatial Growth Model	\$75,000
(9) Environmental Assessments	\$75,000
12. Department of Police	
a. Administration Program	\$3,135,618
(1) Provided, that disbursement for salaries and premium pay is limited to 23.0 equivalent personnel.	
(2) Provided, that \$61,766 shall be for retroactive pay for Excluded Managerial positions for Fiscal Year 2004 and Fiscal Year 2005.	
b. Investigative Services Program	\$5,945,855
(1) Provided, that disbursement for salaries and premium pay is limited to 84.0 equivalent personnel.	
c. Uniformed Patrol Services Program	\$16,618,827
(1) Provided, that disbursement for salaries and premium pay is limited to 266.1 equivalent personnel.	
d. Technical and Support Services Program	\$6,099,926
(1) Provided, that disbursement for salaries and premium pay is limited to 112.8 equivalent personnel.	

13. Department of the Prosecuting Attorney	
a. Administration Program	\$554,199
(1) Provided, that disbursement for salaries and premium pay is limited to 7.0 equivalent personnel.	
b. General Prosecution Program	\$3,246,138
(1) Provided, that disbursement for salaries and premium pay is limited to 52.9 equivalent personnel.	
14. Department of Public Works and Environmental Management	
a. Administration Program - General Fund	\$408,097
(1) Provided, that disbursement for salaries and premium pay is limited to 6.0 equivalent personnel.	
b. Engineering Program - General Fund	\$1,618,568
(1) Provided, that disbursement for salaries and premium pay is limited to 28.0 equivalent personnel.	
c. Special Maintenance Program - General Fund	\$2,698,632
(1) Provided, that disbursement for salaries and premium pay is limited to 9.8 equivalent personnel.	
d. Development Services Administration Program - General Fund	\$2,046,010
(1) Provided, that disbursement for salaries and premium pay is limited to 42.8 equivalent personnel.	
e. Abandoned Vehicle, Scrap Metal, and White Goods Program - General Fund	\$633,000
(1) Provided, that disbursement for salaries and premium pay is limited to 2.0 equivalent personnel.	
f. Administration Program - Highway Fund	\$425,901
(1) Provided, that disbursement for salaries and premium pay is limited to 6.0 equivalent personnel.	
(2) Contribution to General Fund - ERS and FICA	\$1,217,525
(3) Contribution to General Fund - Health Fund	\$881,983
(4) Contribution to General Fund	\$1,234,357
(5) Contribution for Bikeway Fund	\$214,037
(6) Debt Service	\$1,502,688
(7) Administrative Overhead Charge	\$1,373,642
g. Road, Bridge and Drainage Maintenance - Highway Fund	\$7,139,717
(1) Provided, that disbursement for salaries and premium pay is limited to 109.0 equivalent personnel.	
h. Traffic Management Program - Highway Fund	\$959,557
(1) Provided, that disbursement for salaries and premium pay is limited to 13.0 equivalent personnel.	

i. Garage Services - Highway Fund	\$1,944,142
(1) Provided, that disbursement for salaries and premium pay is limited to 29.0 equivalent personnel.	
j. Administration and Engineering Program - Wastewater Fund	\$1,453,998
(1) Provided, that disbursement for salaries and premium pay is limited to 15.3 equivalent personnel.	
(2) Contribution to General Fund - ERS and FICA	\$998,312
(3) Contribution to General Fund - Health Fund	\$723,077
(4) Debt Service	\$10,687,485
(5) Administrative Overhead Charge	\$1,403,235
k. Wastewater Reclamation Facilities Program - Wastewater Fund	\$12,846,911
(1) Provided, that disbursement for salaries and premium pay is limited to 92.0 equivalent personnel.	
l. Administration Program - Solid Waste Fund	\$297,883
(1) Provided, that disbursement for salaries and premium pay is limited to 7.0 equivalent personnel.	
(2) Contribution to General Fund - ERS and FICA	\$610,660
(3) Contribution to General Fund - Health Fund	\$442,343
(4) Debt Service	\$2,479,755
(5) Administrative Overhead Charge	\$1,061,387
m. Landfill Disposal Program - Solid Waste Fund	\$5,616,088
(1) Provided, that disbursement for salaries and premium pay is limited to 22.0 equivalent personnel.	
n. Residential Collection Program - Solid Waste Fund	\$2,141,572
(1) Provided, that disbursement for salaries and premium pay is limited to 43.0 equivalent personnel.	
o. Diversion Program - Solid Waste Fund	\$678,802
(1) Provided, that disbursement for salaries and premium pay is limited to 1.6 equivalent personnel.	
(2) Temporary Material Recovery Facility (MRF)	450,000
15. Department of Transportation	
a. Administration Program	\$291,756
(1) Provided, that disbursement for salaries and premium pay is limited to 3.0 equivalent personnel.	
b. Grant to Maui Economic Opportunity, Inc. for Dialysis Transportation	\$247,586
c. Grant to Maui Economic Opportunity, Inc. for Ala Hou Program	\$345,050

d. Grant to Department of Education for School Bus Transportation	\$151,000
e. Grants and disbursements for Bus Replacement Matching Fund	\$197,000
f. Grants and disbursements for Air Ambulance Program Provided, that the County of Maui shall not disburse more than 50 percent of the funds required for air ambulance services.	\$800,000
g. Grant to Maui Economic Opportunity, Inc. for Transportation Services Provided, that \$400,000 shall be for land acquisition and related activities.	\$3,521,861
h. Grant to Hale O Lanakila for transportation	\$20,000
i. Grant to Maui Economic Opportunity, Inc. for Community Transportation Services - Highway Funds	\$131,173
j. Grants and disbursements for Public Transit Program - Highway Funds	\$1,172,219
k. Public Transit Program - Bus Stop Signage, Schedules, Maps, Marketing, etc. - Highway Funds	\$100,000
16. Department of Water Supply	
a. Administration Program - Water Supply Fund (1) Provided, that disbursement for salaries and premium pay is limited to 8.3 equivalent personnel.	\$1,321,160
b. Departmental Expenses - Water Supply Fund (1) Debt Service (2) Insurance (3) Overhead Charges (4) Employee Benefits (5) Refund for Mainline Expenses	\$6,056,425 \$250,000 \$291,368 \$3,457,423 \$500,000
c. Fiscal/Customer Service Program - Water Supply Fund (1) Provided, that disbursement for salaries and premium pay is limited to 30.9 equivalent personnel.	\$2,109,880
d. Engineering Program - Water Supply Fund (1) Provided, that disbursement for salaries and premium pay is limited to 26.6 equivalent personnel.	\$1,684,331
e. Water Resources and Planning Program - Water Supply Fund (1) Provided, that disbursement for salaries and premium pay is limited to 12.2 equivalent personnel. (2) Grant to Leeward Haleakala Forest Restoration Partnership - Dry Forest Restoration (3) Grant to Maui Nui Botanical Gardens	\$1,274,722 \$15,000 \$50,000

(4) Grant to The Nature Conservancy for East Maui Watershed Partnership	\$100,000
(5) Grant to West Maui Partnership through University of Hawaii Watershed Management	\$75,000
(6) Grant to The Nature Conservancy for East Maui Watershed Protection	\$100,000
(7) Grant to East Molokai Watershed Partnership	\$40,000
(8) Grants and disbursements for Miconia Containment and Removal	\$250,000
f. Water Treatment Plant Operations Program - Water Supply Fund	\$4,728,385
(1) Provided, that disbursement for salaries and premium pay is limited to 24.0 equivalent personnel.	
g. Field Operations Program - Water Supply Fund	\$5,091,279
(1) Provided, that disbursement for salaries and premium pay is limited to 75.0 equivalent personnel.	
h. Plant Operations Program - Water Supply Fund	\$8,796,012
(1) Provided, that disbursement for salaries and premium pay is limited to 34.2 equivalent personnel.	
TOTAL OPERATING APPROPRIATIONS	<u>\$316,865,285</u>

SECTION 4. Appropriations are hereby made for the following capital improvement projects (CIP):

PROJECT TITLE

A. From the General Fund	
1. Hana Community Plan District	
a. Parks and Recreation	
(1) Paanimai Park	\$100,000
2. Paia-Haiku Community Plan District	
a. Other	
(1) Shoreline Property Acquisition (Montana) TMK Nos. (2) 2-5-005-014-001 and (2) 2-5-005-014-003	\$3,000,000
3. Makawao-Pukalani-Kula Community Plan District	
a. Government Facilities	
(1) Kula Agricultural Park	\$254,150
(2) Makawao Division of Motor Vehicle and Licensing (DMVL) Satellite Office	\$175,000
b. Parks and Recreation	
(1) Eddie Tam Baseyard Expansion	\$91,000
Provided, that the baseyard expansion shall not occur on the "Nishida" property.	
(2) Pukalani Park Jogging Paths, Phase II	\$32,000

4. Wailuku-Kahului Community Plan District	
a. Government Facilities	
(1) Central Road Testing Office at the War Memorial Complex	\$175,000
(2) Secondary Backup Computing Center	\$250,000
(3) Wailuku Police Station Renovations and Improvements	\$505,000
(4) One Main Plaza, Kalana Pakui, and Kalana O Maui Improvements	\$954,000
b. Parks and Recreation	\$160,000
(1) Velma M. Santos Community Center Improvements	
c. Sanitation	
(1) Abandoned Vehicle, Scrap Metal, and White Goods Site	\$400,000
5. Kihei-Makena Community Plan District	
a. Government Facilities	
(1) Kihei Division of Motor Vehicle and Licensing (DMVL) Satellite Office	\$175,000
b. Parks and Recreation	
(1) Waipuilani Tennis Courts Improvements	\$100,000
(2) Kalama Park Improvements	\$350,000
(3) Kenolio Recreation Center Improvements	\$320,000
(4) South Maui Parks Improvements	\$149,000
6. West Maui Community Plan District	
a. Government Facilities	\$175,000
(1) Lahaina Division of Motor Vehicle and Licensing (DMVL) Satellite Office	
b. Parks and Recreation	
(1) Lahaina Civic Center Improvements	\$195,000
(2) Hanakao'o Beach Park Lifeguard Storage Facility	\$50,000
7. Lanai Community Plan District	
a. Government Facilities	
(1) Lanai Fire Station Addition	\$115,000
(2) Lanai Community Center	\$100,000
b. Parks and Recreation	
(1) Lanai Gym Improvements	\$125,000
(2) Lanai Youth Center	\$50,000
8. Molokai Community Plan District	
a. Government Facilities	
(1) New Kaunakakai Fire Station	\$160,000
b. Parks and Recreation	
(1) Duke Maliu Park	\$30,000
9. Countywide	
a. Government Facilities	
(1) Countywide Fire Facilities	\$250,000
(2) Countywide Facility Building Improvements	\$100,000

(3) Countywide Police Facilities	\$300,000
b. Parks and Recreation	
(1) Countywide Americans with Disabilities Act (ADA) Improvements	\$550,000
(2) Countywide Parks Improvements	\$300,000
Provided, that \$40,000 shall be for roof repairs to the Haiku Field House at Haiku Community Center.	
B. From the Highway Fund	
1. Hana Community Plan District	
a. Road Improvements (and related improvements, beautification, sidewalks, bike paths, drainage, bridge repairs and maintenance, safety and utilities, accessibility for persons with disabilities) including:	
(1) District Road Resurfacing	\$300,000
(2) Paihi Bridge Replacement	\$1,100,000
(3) Waichonu Bridge Rehabilitation	\$1,100,000
2. Paia-Haiku Community Plan District	
a. Road Improvements (and related improvements, beautification, sidewalks, bike paths, drainage, bridge repairs and maintenance, safety and utilities, accessibility for persons with disabilities) including:	
(1) District Road Resurfacing	\$300,000
3. Makawao-Pukalani-Kula Community Plan District	
a. Road Improvements (and related improvements, beautification, sidewalks, bike paths, drainage, bridge repairs and maintenance, safety and utilities, accessibility for persons with disabilities) including:	
(1) District Road Resurfacing	\$500,000
(2) Makawao Avenue Widening	\$100,000
(3) Makawao/Makani Road Improvements	\$600,000
(4) Piipolo, Olinda, and Alaluana Roads	\$400,000
(5) Omaopio Road	\$300,000
4. Wailuku-Kahului Community Plan District	
a. Road Improvements (and related improvements, beautification, sidewalks, bike paths, drainage, bridge repairs and maintenance, safety and utilities, accessibility for persons with disabilities) including:	
(1) District Road Resurfacing	\$600,000
(2) Aleo Place Drainage Improvements	\$300,000
(3) Papa Avenue-Lono Avenue Traffic Signal	\$400,000
Provided, that a temporary four-way stop shall be implemented and that a traffic report detailing the results of the temporary four-way stop be provided to the Council no later than December 15, 2005.	
(4) Waiale Road Improvements	\$400,000
Provided, that the project shall be limited to a two-lane road.	
(5) Papa Avenue and Palama Drive Drainage Improvements	\$500,000
5. Kihei-Makena Community Plan District	
a. Road Improvements (and related improvements, beautification, sidewalks, bike paths, drainage, bridge repairs and maintenance, safety and utilities, accessibility for persons with disabilities) including:	
(1) District Road Resurfacing	\$300,000
(2) Hauoli Street Sidewalk	\$500,000

6. West Maui Community Plan District	
a. Road Improvements (and related improvements, beautification, sidewalks, bike paths, drainage, bridge repairs and maintenance, safety and utilities, accessibility for persons with disabilities) including:	
(1) District Road Resurfacing including Lower Honoapiilani Road Phase IV to north of Napilihau Street, Puukolii Road (provided ownership issues are resolved), and sidewalks on Shaw Street	\$1,000,000
7. Lanai Community Plan District	
a. Road Improvements (and related improvements, beautification, sidewalks, bike paths, drainage, bridge repairs and maintenance, safety and utilities, accessibility for persons with disabilities) including:	
(1) District Road Resurfacing	\$300,000
(2) Fraser Avenue Resurfacing	\$200,000
8. Molokai Community Plan District	
a. Road Improvements (and related improvements, beautification, sidewalks, bike paths, drainage, bridge repairs and maintenance, safety and utilities, accessibility for persons with disabilities) including:	
(1) District Road Resurfacing	\$300,000
9. Countywide	
a. Road Improvements (and related improvements, beautification, sidewalks, bike paths, drainage, bridge repairs and maintenance, safety and utilities, accessibility for persons with disabilities) including:	
(1) Countywide Speed Hump Program	\$500,000
(2) Curb Ramps at Various Locations	\$600,000
(3) Countywide Road Safety Improvements	\$600,000
(a) Provided, that \$100,000 shall be for crosswalks on South Kihei Road.	
(b) Provided, that \$35,000 shall be for road repairs on Kilohana Road.	
(c) Provided, that \$5,000 shall be for traffic calming devices near Paia Elementary School.	
(d) Provided, that \$20,000 shall be for speed tables, signage, and striping along Kealahou Avenue.	
(4) Countywide Bridge Repair and Maintenance	\$300,000
(5) Countywide Drainage Improvements	\$500,000
C. From the Bikeway Fund	
1. Countywide	
a. Bikeway Program	\$300,000
D. From the Bond Fund	
1. Paia-Haiku Community Plan District	
a. Government Facilities	\$1,185,000
(1) Wellness Center at Kaunoa Senior Center	
2. Wailuku-Kahului Community Plan District	
a. Government Facilities	\$400,000
(1) Management Information Systems (MIS) Computer Room Improvements	
b. Parks and Recreation	
(1) Waiehu Golf Course Maintenance Building	\$3,050,000

c. Sanitation	
(1) Central Maui Landfill, Phase I and II Closure	\$5,525,000
(2) Central Maui Landfill, Phase IV-B	\$3,000,000
(3) Central Maui Landfill, Phase IV Improvements	\$85,000
3. West Maui Community Plan District	\$1,000,000
a. Sewer	
(1) Lahaina Wastewater Reclamation Facility (WWRF) Modifications, Stage IA	
4. Molokai Community Plan District	
a. Road Improvements	\$500,000
(1) Kaunakakai Drainage Improvement System	
b. Sanitation	\$325,000
(1) Molokai Integrated Solid Waste Facility, Cell 3	
5. Countywide	
a. Government Facilities	
(1) Hardened Shelters for 800MHz	\$210,000
(2) Information Technology System, Phase III	\$2,000,000
(3) Americans with Disabilities Act (ADA) Improvements for Various County Facilities	\$400,000
(4) Old Wailuku Post Office acquisition TMK No. (2) 3-4-013-014; Kalana O Maui Wells Annex design; and Kalana O Maui Kaohu Annex design	\$3,300,000
b. Sewer	
(1) Countywide Environmental Protection Agency (EPA) Consent Decree Wastewater Reclamation Facility (WWRF) Renovation Projects	\$1,700,000
(2) Environmental Protection Agency (EPA) Consent Decree Compliance	\$1,000,000
c. Other	
(1) Countywide Equipment	\$2,994,500
Provided, that the Countywide Equipment Bond shall be for the purchase of the following equipment:	
(a) Department of Parks and Recreation, Waiehu Golf Course - Dump Truck, Top Dresser, Greens Mower and Utility Carts	
(b) Department of Public Works and Environmental Management, Solid Waste Division - Automated Refuse Collection Trucks and Bins , Track Excavator, D-7 Bulldozer, and Rear Loader Refuse Truck	
E. From Lapsed Bond Proceeds	
1. Wailuku-Kahului Community Plan District	
a. Government Facilities	\$250,000
(1) Wailuku Police Station Air Conditioning Chiller Tower	
b. Parks and Recreation	\$2,900,000
(1) Boys and Girls Club of Maui - Central Club House	
c. Sanitation	\$275,000
(1) Central Maui Landfill, Stormwater Discharge System	

2. Lanai Community Plan District	
a. Sanitation	\$150,000
(1) Lanai Landfill Stormwater and Perimeter Fence Improvements	
F. From Park Assessment Funds	
1. Makawao-Pukalani-Kula Community Plan District	\$138,000
a. Pukalani Park Jogging Paths, Phase II	
2. Wailuku-Kahului Community Plan District	\$100,000
a. New Iao Park	
3. Kihei-Makena Community Plan District	
a. Kalama Park Pedestrian Path	\$100,000
Provided, that \$100,000 shall be for the design of the pedestrian path.	
4. West Maui Community Plan District	
a. Honokowai Park Playground	\$100,000
b. Lahaina Civic Center Improvements	\$150,000
c. Napili Park Phase II-B	\$45,000
d. Traditional Hawaiian Building - Kamehameha Iki Park	\$75,000
5. Lanai Community Plan District	\$100,000
a. New Lanai Youth Center	
G. From the Wastewater Funds	
1. Wailuku-Kahului Community Plan District	
a. Central Operations and Maintenance Facilities	\$75,000
b. Wailuku-Kahului Wastewater Reclamation Facility (WWRF) Electrical and Solids Upgrade	\$200,000
2. West Maui Community Plan District	
a. Front Street Sewer Line Rehabilitation	\$100,000
b. Kaanapali/Hyatt Force Main Replacements	\$250,000
c. Lahaina Wastewater Pump Station (WWPS) #1 Replacement	\$100,000
3. Countywide	
a. Countywide Environmental Protection Agency (EPA) Consent Decree Wastewater Reclamation Facility (WWRF) Renovation Projects	\$120,000
b. Countywide Pump Station Evaluations	\$100,000
H. From the State Revolving Loan Fund	
1. Hana Community Plan District	
a. Water Supply	
(1) Hamoa-Koali Waterline - Hydrant 42 to Standpipe 23	\$1,300,000
(2) Hana Source Development - Hamoa Well 2	\$900,000
(3) Nahiku Water Source Improvements	\$570,000
2. Wailuku-Kahului Community Plan District	
a. Water Supply	
(1) North Waihee Source Projects	\$1,000,000
3. West Maui Community Plan District	
a. Sewer	\$1,700,000

(1) Lahaina Wastewater Pump Station (WWPS) #4 Modifications	
b. Water Supply	
(1) Honokohau Source Replacement	\$150,000
4. Molokai Community Plan District	
a. Water Supply	
(1) Kaunakakai Well No. 2 - Land Acquisition	\$1,300,000
(2) Ualapue Well Replacement	\$150,000
I. From Water Supply Funds - Restricted Funds	
1. Paia-Haiku Community Plan District	\$3,100,000
a. Kokomo Tank Replacement	
b. Lower Paia Tank Replacement - Land Acquisition	
2. Makawao-Pukalani-Kula Community Plan District	\$670,000
a. Lower Kula (Piipolo) Reservoir	
b. Olinda Treatment Plant Improvements	
3. Wailuku-Kahului Community Plan District	\$4,788,000
a. Iao Source Development Projects	
b. North Waihee Source Development Projects	
c. Wailuku Waterline Improvements	
4. Kihei-Makena Community Plan District	\$325,000
a. Kihei-Makena Waterline Replacements	
5. Countywide	\$100,000
a. Land Appraisal and Acquisition	
J. From Water Supply Funds - Unrestricted Funds	
1. Makawao-Pukalani-Kula Community Plan District	\$445,000
a. Hamakuapoko Wells 1 and 2 - Environmental Assessment for Regular Use in Upcountry	
b. Replacement of Hamakuapoko Well Booster Pumps and Motor Control Centers	
c. Kamole Water Treatment Plant (WTP) Improvements	
d. Olinda Treatment Plant Improvements	
e. Waikamoi Flume Repair and Maintenance	
2. Wailuku-Kahului Community Plan District	\$555,000
a. Naval Air Station Kahului Airport (NASKA) Baseyard Improvements and Roof Repair	
b. Wailuku Waterline Improvements	
3. Kihei-Makena Community Plan District	\$430,677
a. Kihei-Makena Waterline Replacements	
4. West Maui Community Plan District	\$266,000
a. Lahaina Waterline Improvements	
b. Napili A Well Facility Restoration	
5. Countywide	\$1,610,000
a. Countywide Disinfection Upgrades	
b. Countywide Pipe and Facility Improvements	

- c. Countywide Pump Condition Assessment and Calibration
- d. Countywide Pump Replacements
- e. Flow Meter and Manhole in Key System Location
- f. Flow Meter Installation and Replacement
- g. Increase in Size of Mainlines
- h. Supervisory Control and Data Acquisition (SCADA) Systems
Maintenance and Upgrade
- i. Small, In-House, Pipe Replacements/Fire Protection Upgrades
- j. Treatment Plants - Filter Replacement Allowance

TOTAL CAPITAL IMPROVEMENT PROJECT APPROPRIATIONS

\$73,352,327

TOTAL APPROPRIATIONS (OPERATING AND CAPITAL IMPROVEMENT
PROJECTS)

\$390,217,612

GENERAL BUDGET PROVISIONS

SECTION 5. As used herein, "E/P" or equivalent personnel, is the decimal equivalent of a full-time position. A full-time position is equal to 2,080 scheduled hours of work during the fiscal year. All positions are computed as an equivalent of 2,080 scheduled hours of work or 1.0 E/P equals 2,080 hours. This method of computing the number of authorized personnel in a department or program shall not be construed to grant to an incumbent in a position any permanence beyond that already provided by law or collective bargaining contract. All positions shall be identified by an equivalent personnel designation. Disbursement shall be limited to the total number E/P identified in a program appropriation. Any transfer of E/Ps from one program to another shall be approved by the County Council. As used herein, "LTA" or Limited Term Appointment means an appointment which is made from an eligible list or through a non-competitive promotion, transfer or demotion for a specified temporary period.

SECTION 6. Appropriations for salaries and premium pay may be disbursed within the pertinent office, department, agency or program for the following: (1) a temporary position to functionally replace a permanent employee who is on long-term sick or disability leave, or who has been temporarily assigned to replace a permanent employee who is on long-term sick or disability leave; provided that disbursement shall be limited in duration to the sick or disability leave of the permanent employee who is on long-term sick or disability leave; and, provided, that disbursement shall end when the permanent employee terminates County employment and the permanent position is subsequently filled; and (2) a temporary position to be filled by a permanent employee who is deemed to have a long-term temporary disability, and who is certified by a doctor of medicine to be able to perform the duties of the temporary position; provided that disbursement shall end when the permanent employee vacates the temporary position; and (3) trainee positions for which there is an existing or anticipated vacancy for which hiring and replacing is critical to continued operations, provided, that funds are available; and (4) a temporary position to functionally replace a permanent or probationary employee who has been called to active duty in the United States Armed Forces or who has been temporarily assigned to replace a permanent or probationary employee who has been called to active duty in the United States Armed Forces; provided that disbursement shall be limited in duration to the period of the employee's active duty status in the United States Armed Forces; and, provided, that disbursement shall end when the permanent or probationary employee terminates County employment and the permanent or probationary position is subsequently filled.

SECTION 7. Unless otherwise provided herein, appropriations for each program may be disbursed for salaries, premium pay, reallocation pay, operations and equipment within the office, department, or agency for which the appropriation is made. Disbursements for salaries, premium pay and reallocation pay shall include temporary assignments pay, overtime pay, night differential pay, hazardous pay, standby pay and emergency call back pay, and for reallocations and reclassifications. Funds shall not be disbursed for reallocations and reclassifications which involve a change in supervisory duties and responsibilities until the County Council receives written notice setting forth: (1) an explanation of the reasons for the change, and (2) organizational charts showing the existing organization and the proposed organization of the department with the positions involved. The County Council shall receive notice of any reallocation or reclassification when a position is transferred from the blue collar compensation plan, white collar non-professional compensation plan, white collar professional compensation plan, uniformed fire compensation plan, or uniformed police compensation plan to a different compensation plan. The County Council shall receive notice of any temporary assignment, temporary transfer and temporary reallocation that is expected to be in effect for more than thirty (30) days with an explanation of the action. Receipt of said written notices by the County Clerk shall constitute receipt by the County Council.

SECTION 8. Any increase or decrease in revenues or any increase or decrease in appropriations to any department or program, or any transfer of funds from one department to another, or any transfer of funds within a department, shall be made in accordance with law.

SECTION 9. All provisions of law contained in the Maui County Code and Hawaii Revised Statutes, both as amended, which affect the expenditure of the revenues from the rates, fees, assessments and taxes herein adopted, are hereby referred to and incorporated by reference. All provisions of law limiting the expenditure of fund revenues are hereby referred to and incorporated by reference.

SECTION 10. All program objectives and performance plans as described in the Budget Proposal Fiscal Year 2006 are incorporated herein and made a part hereof, except as otherwise provided for in other sections of this ordinance.

GRANT REVENUES

SECTION 11. The grant revenues set forth in Appendix A, Part I (attached hereto and made a part hereof), are expected to be derived by the County from Federal, State or private sources during Fiscal Year 2006. These grant revenues are hereby appropriated in the amounts set forth in Appendix A, Part I, to the programs identified therein; provided, that disbursement is conditioned on: (1) receipt of a notification of grant award from the grantor, or receipt of notification from the grantor that the grant award will be forthcoming and that the County is authorized to incur costs pursuant to such grant award; and (2) written notice to the County Council, attached to a copy of the notification from the grantor. When a specific amount from a grant is appropriated for a specific position, the individual in that position shall be paid only the amount so specified during this fiscal year and no more, notwithstanding that the terms or rules and regulations of the grant may allow additional pay for said position. Unless specifically authorized, grant revenues shall not be used for salaries and personal services for a County position.

A. Subject to the requirements of this Section, the Mayor is hereby authorized to execute any documents to receive and expend the funds for the programs identified in Part I of Appendix A.

B. Grant revenues derived during Fiscal Year 2006 which are not included in Part I of Appendix A shall be subject to Sections 12 and 13, as may be appropriate.

SECTION 12. Whenever the County is notified that grant monies are available from Federal or State sources for programs other than those identified in Part I of Appendix A, the County Council may pass a resolution authorizing the application for and acceptance of funds. The following procedure shall apply.

A. These revenues are deemed appropriated upon enactment of an ordinance adding the estimated revenues to Part I of Appendix A; provided, that disbursement is conditioned on: (1) receipt of a notification of grant award from the grantor, or receipt of notification from the grantor that the grant award will be forthcoming and that the County is authorized to incur costs pursuant to such grant award; and (2) written notice to the County Council, attached to a copy of the notification from the grantor.

B. Subject to the requirements of this Section, the Mayor is hereby authorized to execute any documents to receive and expend the funds for the programs identified in the grant award.

SECTION 13. Whenever the County receives donations of monies from private sources not provided for in Part I of Appendix A, the County Council may approve its acceptance and authorize its expenditure in accordance with Chapter 3.56, Maui County Code.

SECTION 14. The special purpose revenues set forth in Appendix A, Part II (attached hereto and made a part hereof) are expected to be on hand as of June 30, 2005, or derived by the County during Fiscal Year 2006, from the programs or activities described in the Maui County

Code at the references set forth under A through O therein. The balance remaining in each of the revolving or special funds as of June 30, 2005, is hereby reappropriated to the particular fund for expenditure for the purposes identified in the ordinance establishing the revolving or special fund. Revenues derived from the particular program or activity during the fiscal year are hereby appropriated for expenditure for the purposes identified in the ordinance establishing the revolving or special fund.

FEES, RATES, ASSESSMENTS AND TAXES

SECTION 15. The fees, rates, assessments and taxes as set forth in Appendix B (attached hereto and made a part hereof) are hereby adopted and set in accordance with Section 9-7 of the Revised Charter of the County of Maui (1983), as amended.

ENCUMBERED AND UNENCUMBERED FUNDS

SECTION 16. The several amounts listed below are declared to be the estimated encumbered and unencumbered County funds on hand as of July 1, 2005. The estimated amounts set forth in this section are shown in accordance with Section 9-3 of the Revised Charter of the County of Maui (1983), as amended. The actual amounts of any encumbered and unencumbered funds that the County will have on hand as of June 30, 2005, will be set forth in the Comprehensive Annual Financial Report.

Encumbered funds	\$51,523,173
Unencumbered funds (carryover/savings)	\$22,207,317

FINANCIAL PROCEDURES

SECTION 17. For the purpose of this section, "County fund" excludes pension or retirement funds, funds under the control of any independent board or commission, funds set aside for the redemption of bonds or the payment of interest thereon, park dedication funds, or special purpose funds. In the event there are monies in any County fund that, in the judgment of the Director of Finance, are in excess of the amounts necessary for the immediate requirements of the respective funds, and where in the judgment of the Director of Finance, such action will not impede the necessary or desirable financial operation of the County, the Director of Finance may make temporary transfers or loans therefrom without interest to the Bond Fund or the Housing Interim Financing and Buy-Back Revolving Fund. The amount of such temporary transfers or loans shall not exceed the amount of general obligation bonds or notes authorized but not issued. At any time the aggregate amount of such transfers and loans which shall be unreimbursed shall not exceed \$30,000,000. Monies transferred or loaned shall be expended only for appropriations from the Bond Fund or the Housing Interim Financing and Buy-Back Revolving Fund which are specified to be financed from the sale of general obligation bonds or notes. The fund from which transfers or loans are made shall be reimbursed by the Director of Finance from the proceeds of the sale of general obligation bonds or notes upon the eventual issuance and sale of such bonds or notes. Within 30 days after each transfer or loan, the Director of Finance shall report to the County Council on: (1) the amount of transfer or loan requirement; (2) the reason or justification for the transfer or loan; (3) the source of funding to reimburse or repay the transfer or loan; and (4) the time schedule proposed for reimbursement or repayment of the transfer or loan. The transfer or loan shall be reimbursed or repaid within eighteen (18) months after the later of: (i) the date of the transfer or loan; or (ii) the date that the public improvement funded by the transfer or loan was placed in service, but in no event later than three (3) years after the expenditure has been made.

At the close of each quarter, the Director of Finance shall submit to the County Council a Combined Statement of Cash Receipts and Disbursements showing for each month for each individual fund the cash balance at the start of the accounting period, the cash receipts and disbursements during the period, and the cash balance at the end of the period. Within thirty (30) days after the close of each quarter, the Director of Finance shall submit a separate report showing the accumulated balance of any fund or account which exceeds \$100,000, and which would be available for appropriation upon certification by the Mayor.

SECTION 18. The Director of Finance is hereby authorized to establish appropriate individual and separate accounts for receipts and expenditures except as otherwise provided herein.

SECTION 19. The Director of Finance is further authorized to establish accounts for items of receipt and expenditures for the departments, agencies, or divisions as required by law in order to establish accounting and financial procedures under utility and other enterprise fund accounting.

SECTION 20. Whoever intentionally or knowingly violates this ordinance shall be fined not more than \$1,000 or imprisoned not more than thirty (30) days or both.

SECTION 21. If any appropriation set forth in this ordinance is held invalid by a court of competent jurisdiction, the self insurance fund appropriation shall be adjusted to the extent necessary to maintain the equality of estimated revenues, proposed expenditures and total appropriations, as required by Section 9-5 of the Revised Charter of the County of Maui (1983), as amended.

SECTION 22. If any provision of this ordinance, or the application thereof to any person or circumstance, is held invalid by a court of competent jurisdiction, the invalidity does not affect other provisions or applications of the ordinance which can be given effect without the invalid provision or application, and to this end the provisions of this ordinance are severable.

SECTION 23. This ordinance shall take effect on July 1, 2005.

APPROVED AS TO FORM AND LEGALITY:



Traci Fujita Villarosa
First Deputy Corporation Counsel
County of Maui

APPENDIX A

I. GRANT REVENUES - SCHEDULE OF GRANTS BY DEPARTMENTS AND PROGRAMS FOR FISCAL YEAR 2006

<u>REQUEST DEPARTMENT/PROGRAM</u>	<u>APPROPRIATION</u>
1. Civil Defense Agency	
a. Fiscal Year 2003 State Homeland Security Grant Part I	\$60,000
(1) Provided, that disbursement for salaries and premium pay is limited to 1.0 equivalent personnel.	
b. Fiscal Year 2003 State Homeland Security Grant Part II	\$125,000
(1) Provided, that disbursement for salaries and premium pay is limited to 1.0 equivalent personnel.	
c. Federal Emergency Management Agency (FEMA) Fiscal Year 2002 Supplemental Grant	\$34,784
(1) Provided, that disbursement for salaries and premium pay is limited to 1.0 equivalent personnel.	
d. Fiscal Year 2004 State Homeland Security Grant	\$1,381,742
e. Fiscal Year 2004 Citizen Corps Program	\$26,312
f. Fiscal Year 2004 Law Enforcement Terrorism Prevention Program	\$301,471
2. Department of Finance	
a. State Motor Vehicle Registration Program	\$409,516
(1) Provided, that disbursement for salaries and premium pay is limited to 8.0 equivalent personnel.	
b. Periodic Motor Vehicle Inspection Program	\$367,704
(1) Provided, that disbursement for salaries and premium pay is limited to 5.0 equivalent personnel.	
c. Commercial Driver License Program	\$324,446
(1) Provided, that disbursement for salaries and premium pay is limited to 5.0 equivalent personnel.	
3. Department of Fire and Public Safety	
a. Chevron Training Program	\$2,000
b. National Fire Academy Training Program	\$10,000
c. State Department of Transportation (DOT) Highways Safety Grant	\$20,000
d. State Department of Land and Natural Resources (DLNR) Volunteer Rural Community Grant	\$60,000

e. Local Emergency Planning Committee	\$20,000
f. Private Donations	\$1,000
g. Fire Interoperability Grant	\$220,000
h. Fire Fighter Voice-Ops Communication System Grant	\$110,000
i. Fire Extinguisher Training Equipment Grant	\$10,000
j. United States Department of Agriculture (USDA) Rural Development First Responder Grant	\$216,000
k. United States Department of Agriculture (USDA) Rural Development Community Facilities Grant	\$100,000
4. Department of Housing and Human Concerns	
a. Retired Senior Volunteer Program	\$79,592
(1) Provided, that disbursement for salaries and premium pay is limited to 1.0 equivalent personnel.	
b. Title III Program	\$1,291,800
(1) Provided, that disbursement for salaries and premium pay is limited to 9.8 equivalent personnel.	
c. Title III C-2 Home Delivered Meals Program	\$382,897
(1) Provided, that disbursement for salaries and premium pay is limited to 6.0 equivalent personnel.	
d. Title III B Assisted Transportation Program	\$145,098
(1) Provided, that disbursement for salaries and premium pay is limited to 6.0 equivalent personnel.	
e. Title III B Leisure Program	\$70,000
(1) Provided, that disbursement for salaries and premium pay is limited to 0.5 equivalent personnel.	
f. Title III C-1 Congregate Meals Program	\$322,888
(1) Provided, that disbursement for salaries and premium pay is limited to 7.3 equivalent personnel.	
g. Section 8 Housing Program	\$15,660,152
(1) Provided, that disbursement for salaries and premium pay is limited to 22.0 equivalent personnel.	
h. Komohana Hale Apartment Program	\$154,000
i. HOME Investment Partnership Program	\$1,086,400
j. Volunteer Center Program	\$20,000

k. Start Living Healthy	\$50,000
l. Federal Temporary Assistance to Needy Families (TANF) Grant	\$4,340,000
m. Grass Roots Community Anti-Drug Campaigns	\$100,000
n. Community Based Substance Abuse Prevention Programs	\$100,000
5. Office of the Mayor	
a. Workforce Investment Act	\$1,170,260
(1) Provided, that disbursement for salaries and premium pay is not restricted by Section 5.	
b. Molokai Youth Opportunity Program	\$1,232,363
(1) Provided, that disbursement for salaries and premium pay is not restricted by Section 5.	
c. Community Development Block Grant Program	
(1) County of Maui, Department of Public Works and Environmental Management	\$520,000
(i) Construct Americans with Disabilities Act (ADA) complaint wheelchair ramps throughout the County to provide equal accessibility to public sidewalks	
(2) County of Maui, Department of Fire and Public Safety	\$450,000
(i) Procure and acquire a fully equipped dual role structural and wildland urban interface fire apparatus for the Lanai Community	
(3) Molokai General Hospital	\$500,000
(i) Complete renovation of existing hospital building to accommodate outpatient care and support services for the Molokai Community	
(4) County of Maui, Department of Police	\$59,000
(i) Procure and acquire two emergency response vehicles to provide improved emergency response services for the Lanai Community	
(5) Hale Mahaolu	\$369,542
(i) Construction of the Ehiku Senior Center facility for social, educational, cultural, and recreational activities for seniors	
(6) Community Development Block Grant (CDBG) Program Administration	\$394,601
(i) Provided, that disbursement for salaries and personal services is not restricted by Section 5.	
d. County Product Enrichment Program	\$449,812
(1) Provided, that disbursement for salaries and premium pay is not restricted by Section 5.	
e. Hawaii State Commission on the Status of Women, Projects of the Maui Committee on the Status of Women	\$2,000
f. Hawaii Tourism Authority (HTA) County Other Product Development Program	\$50,000

g. Office of Hawaiian Affairs Grants Program	\$50,000
h. Reed Act Funds - Department of Labor (DOL)	\$1,900,000
6. Department of Parks and Recreation	
a. Community Resource and Play and Learn Sessions (PALS), Food Service Program	\$150,000
b. Binhi At Ani Community Center	\$350,000
7. Department of Planning	
a. Coastal Zone Management Program (1) Provided, that disbursement for salaries and premium pay is limited to 6.0 equivalent personnel.	\$306,622
8. Department of Police	
a. Community Oriented Policing Services (COPS) Program (1) Provided, that disbursement for salaries and premium pay is limited to 5.0 equivalent personnel.	\$225,000
b. Community Oriented Policing Services (COPS) Technology Program	\$1,000
c. Local Law Enforcement Block Grant Program - Bureau of Justice Assistance (BJA)	\$1,000
d. State and Federal Assets Forfeiture Program (1) Provided, that a quarterly report be submitted to the Council on the use of forfeiture funds.	\$100,000
e. Training Grants	\$100,000
f. Domestic Cannabis Eradication/Suppression Program - Drug Enforcement Agency (DEA)	\$174,500
g. Statewide Narcotics Task Force Program	\$73,000
h. Statewide Marijuana Eradication Task Force Program	\$67,200
i. Clandestine Laboratory Response Team Program	\$1,000
j. Domestic Violence Victimless Prosecution Program	\$14,100
k. Juvenile Accountability Incentive Block Grant	\$96,600
l. Safe and Drug-Free Schools and Communities	\$1,000
m. Monitoring/Youth Gang Response System	\$45,000

n. Gang Resistance Education and Training Program	\$34,000
o. Tobacco Sales to Minors	\$11,200
p. Child Passenger Safety Protection Education	\$1,000
q. Roadblock Enforcement/Youth Deterrence	\$153,200
r. Maui Safe Community Program	\$1,000
s. Occupant Protection Program	\$50,000
t. Speed Enforcement Program	\$45,000
u. Data Records Program	\$60,000
v. Traffic Reconstruction Analyst	\$15,200
w. Special Enforcement (Private) Program	\$1,000
x. 911 Emergency Medical Service Program (1) Provided, that disbursement for salaries and premium pay is limited to 5.0 equivalent personnel.	\$218,000
y. Juvenile Justice Information System	\$1,000
z. Drug Abuse Resistance Education (DARE) Program from Department of Education (DOE)	\$30,000
aa. High Intensity Drug Traffic Area	\$124,000
bb. NIBRS (National Incident Based Reports System)	\$1,000
cc. Public Housing Drug Elimination Program	\$1,000
dd. Alcohol Sales to Minor - Department of Health (DOH)	\$6,200
ee. National Highways - Seat Belt Innovative Demonstration Program	\$1,000
ff. Analytical Equipment and Information Management System	\$1,000
gg. Electronic Exploitation of Children	\$15,000
hh. Covert Operations Program	\$15,000
ii. Police Against Street Sales (PASS)	\$52,500
jj. Bicycle Program	\$10,700
kk. Community Oriented Policing Services (COPS) Methamphetamine Program	\$33,000
ll. Drug Abuse Resistance Education (DARE) Grant	\$500,000

mm. Public Safety Answering Point (PSAP)	\$200,000
nn. Traffic Investigation Program	\$25,000
oo. Restitution and Other Miscellaneous Reimbursement	\$10,000
pp. Hawaii Community Foundation Grant	\$540,000
(1) Provided, that disbursement for salaries and premium pay is limited to 3.0 equivalent personnel.	
9. Department of the Prosecuting Attorney	
a. Career Criminal Program	\$399,190
(1) Provided, that disbursement for salaries and premium pay is limited to 5.0 equivalent personnel.	
b. Victim/Witness Assistance Program	\$242,372
(1) Provided, that disbursement for salaries and premium pay is limited to 4.0 equivalent personnel.	
c. Special Needs Advocacy Program	\$194,410
(1) Provided, that disbursement for salaries and premium pay is limited to 2.5 equivalent personnel.	
d. Asset Forfeiture Program	\$50,000
(1) Provided, that a quarterly report be submitted to the Council on the use of forfeiture funds.	
e. Food Stamp Fraud Prosecution Program	\$3,000
f. Domestic Violence Investigations Program	\$72,555
(1) Provided, that disbursement for salaries and premium pay is limited to 1.0 equivalent personnel.	
g. Defendant/Witness Trial Program	\$80,000
h. Prosecutors Training Program	\$50,000
i. Byrne Community Prosecution	\$102,862
(1) Provided, that disbursement for salaries and premium pay is limited to 1.0 equivalent personnel.	
j. Sex Offender Registry Program	\$29,830
k. Edward Byrne Memorial Justice Assistance Grant	\$89,116
l. Hawaii Community Foundation Grant	\$180,000
(1) Provided, that disbursement for salaries and premium pay is limited to 1.0 equivalent personnel.	

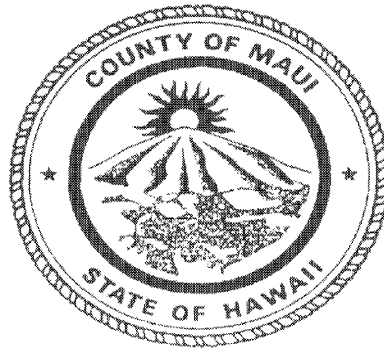
10. Department of Public Works and Environmental Management	
a. Federal Highway Administration/Intermodal Surface Transportation Efficiency Act (ISTEA) Highway and other Transportation Grants	\$8,120,000
b. Used Oil Recovery Program	\$83,226
(1) Provided, that disbursement for salaries and premium pay is limited to 0.1 equivalent personnel.	
c. Glass Recovery Program	\$316,665
(1) Provided, that disbursement for salaries and premium pay is limited to 0.3 equivalent personnel.	
d. Solid Waste Grants	\$600,000
e. Tire Disposal Fund	\$100,000
f. Deposit Beverage Container Program	\$750,000
(1) Provided, that disbursement for salaries and premium pay is limited to 2.0 equivalent personnel.	
11. Department of Transportation	
a. Federal Transit Administration (FTA) Section 5311 Nonurbanized Area Formula Program	\$296,398
b. Federal Transit Administration (FTA) Transit Assistance Program	\$30,000
c. Federal Transit Administration (FTA) Section 5309 Program	\$785,808
12. Department of Water Supply	
a. Source Water Protection	\$100,000
b. Upcountry Maui Lead Project	\$150,000
c. Maui Source Water Protection	\$23,000
13. Additional Revenues Received Pursuant to the Foregoing Grants	\$500,000
(1) Provided, that a quarterly report be submitted to the Council on excess grant revenues received by the County.	

**II. SPECIAL PURPOSE REVENUES - SCHEDULE OF REVOLVING
SPECIAL FUNDS FOR FISCAL YEAR 2006**

	<u>ESTIMATED BALANCE AS OF 6/30/05</u>	<u>ANTICIPATED REVENUES FOR FY 2006</u>	<u>TOTAL FOR FY 2006</u>
A. Housing Interim Financing and Buy-Back Revolving Fund (Chapter 3.32, MCC)	450,800	161,600	612,400
B. Naval Air Station Kahului Airport (NASKA) Sewage Pump Station Fund (Chapter 3.52, MCC)	3,640	900	4,540
C. Fire Hazard Removal Revolving Fund (Chapter 3.68, MCC)	8,600	0	8,600
D. Plan Review, Permit Processing and Inspection Revolving Fund (Section 16.26.107.3, MCC) Provided, that disbursement for salaries and premium pay is limited to 10.0 equivalent personnel.	1,306,500	772,100	2,078,600
E. Highway Beautification and Disposal of Abandoned Vehicles Revolving Fund (Section 3.25.030, MCC) (1) Provided, that \$180,000 shall be for a grant to Community Work Day Program.	189,800	700,000	889,800
F. Molokai Diversified Agricultural Revolving Loan Program (Act 387, SLH 1988)	123,000	5,300	128,300
G. Construction Plan Review Revolving Fund (Section 18.24.010, MCC)	298,800	66,000	364,800
H. Rental Housing Development Revolving Fund (Chapter 3.34, MCC)	52,800	0	52,800
I. Liquor Educational Fund (HRS 281-17(2))	342,200	92,400	434,600
J. Recycling Grant-Loan Revolving Fund (Section 3.36.180, MCC)	130	0	130
K. Animal Management Revolving Fund (Chapter 3.84, MCC)	33,500	52,900	86,400
L. Plan Review, Permit Processing, and Inspection Revolving Fund (Fire) (Section 16.04A.120, MCC)	353,800	107,100	460,900

II. SPECIAL PURPOSE REVENUES - SCHEDULE OF REVOLVING
SPECIAL FUNDS FOR FISCAL YEAR 2006

	ESTIMATED BALANCE <u>AS OF 6/30/05</u>	ANTICIPATED REVENUES <u>FOR FY 2006</u>	TOTAL <u>FOR FY 2006</u>
M. Open Space, Natural Resources, Cultural Resources, and Scenic Views Preservation Fund (Section 9-19, Revised Charter of the County of Maui, (1983), as amended; Chapter 3.88, MCC)	669,612	1,566,717	2,236,329
N. Emergency Fund (Section 9-14, Revised Charter of the County of Maui (1983), as amended; Chapter 3.96, MCC)	4,000,000	1,548,436	5,548,436
O. First-Time Home Buyers Fund (Chapter 3.30, MCC)	0	400,000	400,000



COUNTY OF MAUI

REVENUES - RATES, FEES AND ASSESSMENTS

APPENDIX B

FISCAL YEAR JULY 1, 2005 TO JUNE 30, 2006

COUNTY OF MAUI
REVENUES - RATES, FEES AND ASSESSMENTS

ACCOUNT REVENUE SOURCE NUMBER	RATE, FEE OR ASSESSMENT	HRS NUMBER	COUNTY CODE	ORDINANCE NUMBER
----------------------------------	-------------------------	---------------	----------------	---------------------

GENERAL FUND

TAXES:

3102	Real Property Tax	Tax rates per \$1,000 of net taxable assessed valuation for each class of property. Assessed valuation base is 100% of appraised fair market value which is estimated at \$22,226,712,782 for the fiscal year July 1, 2004 to June 30, 2005.	3.48
------	-------------------	--	------

Classification

Tax Levy By Classification

		Valuation for TX	
		Rate Purposes *	Tax Rate
Improved			
Residential	\$ 4,878,830,747	\$	5.86
Apartment	3,303,912,940		5.86
Commercial	1,427,944,223		6.75
Industrial	1,129,258,400		6.75
Agricultural	2,756,504,078		4.93
Conservation	331,243,800		4.93
Hotel & Resort	6,308,394,350		8.30
Time Share	578,735,100		14.00
Unimproved			
Residential	466,086,270		5.86
Homeowner	7,366,374,736		3.50
	<u>\$ 28,547,284,644</u>		

(* Calculations rounded to the nearest dollars)

3108	Public Service Company Tax	That portion of the revenues generated from the tax provided for in HRS 239-5 (a) in excess of the four percent rate established therein that is attributable to HRS 239-5 (a) gross income from public utility business conducted in Maui County, based on the allocation made in the public utility's filings with the State of Hawaii, provided that if the gross income from the public utility business attributable to Maui County is not so allocated in the public utility business shall be equitably allocated to the County. The relative number of access lines in each county shall be deemed an acceptable basis of equitable allocation for telecommunication companies.
------	-------------------------------	---

BUSINESS LICENSES & PERMITS:

Licenses & Permits - Business:

The following business license fees are levied primarily by the authority of Chapter 445 Hawaii Revised Statutes and shall be due and payable in advance on July 1 in each year.

3210	Licenses: Peddling Merchandise	\$50 per year; or \$10 per year for persons 60 years of age or older; or \$5 per month or a period less than a month.	46-1.5	445-141	5.12
------	-----------------------------------	---	--------	---------	------

COUNTY OF MAUI
REVENUES - RATES, FEES AND ASSESSMENTS

ACCOUNT NUMBER	REVENUE SOURCE	RATE, FEE OR ASSESSMENT	HRS NUMBER	COUNTY CODE	ORDINANCE NUMBER
----------------	----------------	-------------------------	------------	-------------	------------------

GENERAL FUND (CONT'D)

BUSINESS LICENSES & PERMITS (CONT'D):

Licenses & Permits - Business (cont'd):

	Licenses: Second Hand Dealers	\$10 per year	134-31		
	Licenses: Selling Firearm	\$10 per year	445-15(2) 445-171		
	Licenses: Dance Permit	\$25 per year or \$1 per evening. Chief of Police may waive application fee for charitable, religious, community, welfare or armed forces organization.		5.04.050	
	Licenses: Pawn Broker	\$100 per year	445-132		
	Licenses: Auctioneer	\$100 annual fee	445-15(2) 445-21		
	Licenses: Fireworks	Import License \$3,000 Wholesale License \$2,000 Storage License \$1,000 Retail License \$500 Non-profit community groups shall be exempt from import license and storage license fees for public fireworks displays once a year.	132D-11		
3214	Permits: Bed & Breakfast	\$250 initial application fee \$50 annual renewal fee		19.64.040 19.64	
	Permits: Fireworks	\$110 Aerial/Special fireworks	132D-11		
	Permits: Bike Tour	\$100 Application fee per year		5.22.020	
	Permits: Taxicab Drivers	\$100 Initial Issuance \$50 Annual Fee \$100 Transfer of Taxicab Business Permit \$15 Replacement of lost, stolen, or mutilated Business Permit \$15 Change of vehicle \$15 Replacement of lost, stolen, or mutilated Rent Service Decal	46-1.5	5.16.020	
	Permits: Ocean Recreational Activity	\$500 per year for up to 3 locations \$100 for each additional location		5.24.030	

NON-BUSINESS LICENSES & PERMITS:

3240	Fees: Building & Constructions Permits	<u>Permit Fees:</u> \$1.00 to \$500 - \$15 \$501 to \$2,000 - \$15 for the first \$500 plus \$2 for each additional \$100 or fraction thereof, to and including \$2,000 \$2,001 to \$25,000 - \$45 for the first \$2,000 plus \$9 for each additional \$1,000 or fraction thereof, to and including \$25,000 \$25,001 to \$50,000 - \$252 for the first \$25,000 plus \$6.50 for each additional \$1,000 or fraction thereof, to and including \$50,000 \$50,001 to \$100,000 - \$414.50 for the first \$50,000 plus \$4.50 for each additional \$1,000 or fraction thereof, to and including \$100,000 \$100,001 to \$500,000 - \$639.50 for the first \$100,000 plus \$3.50 for each additional \$1,000 or fraction thereof, to and including \$500,000		16.26.107.2	
------	--	---	--	-------------	--

COUNTY OF MAUI
REVENUES - RATES, FEES AND ASSESSMENTS

ACCOUNT REVENUE SOURCE NUMBER	RATE, FEE OR ASSESSMENT	HRS NUMBER	COUNTY CODE	ORDINANCE NUMBER
----------------------------------	-------------------------	---------------	----------------	---------------------

GENERAL FUND (CONT'D)

NON-BUSINESS LICENSES & PERMITS (CONT'D):

3240	Fees: Building & Constructions Permits (cont'd)	\$500,001 to \$1,000,000 - \$2,039.50 for the first \$500,000 plus \$3 for each additional \$1,000 or fraction thereof, to and including \$1,000,000
------	---	--

Permit Fees (cont'd):

\$1,000,001 and up - \$3,539.50 for the first \$1,000,000 plus \$2 for each additional \$1,000 or fraction thereof

EXCEPTIONS:

1. Affordable housing projects built and offered for sale or rental in accordance with Chapter 2.86 of the Maui County Code shall be charged one-half of the building permit fee set forth in this annual budget ordinance.

2. When permits are required for a county capital improvement program project pursuant to the Building Code, no fee shall be charged for such permits.

3. Pursuant to Resolution No. 86-42 relating to designation of the island of Molokai as an enterprise zone, when permits are required for projects located on the island of Molokai, no fee shall be charged for such permits for projects valued at \$200,000 or less.

The fee for a new permit reissued for an expired permit shall be one-half of the original permit fee, provided no changes have been made or will be made in the original plans, and the expiration has not exceeded one year. The full permit fee shall be paid to renew a permit after one year.

16.26.106.4.4

When work for which a permit is required by the Uniform Building Code is started or proceeded with before obtaining a permit, the fees as set forth in this annual budget ordinance shall be doubled or increased by an additional amount of \$500, whichever is greater.

16.26.107.5

If requested in writing by the permittee, the building official may authorize refunding fifty percent of the permit fee paid when no work has been done under an unexpired permit. The building official shall not authorize refunding of any fee paid if any work covered by the permit has been initiated. For permit fee refund purposes, work includes any earthwork which utilized the exemption contained in Chapter 20.08 of the Maui County Code.

16.26.107.6

Other Inspections and Fees:

\$30.00 per hour* - Additional plan review required by changes, additions or revisions to approved plans

16.26.107.3

\$30.00 per hour* - Inspections outside of normal business hours or for miscellaneous inspections (see exceptions below) for which no fee is specifically indicated (minimum charge - two hours)

16.26.108.7

COUNTY OF MAUI
REVENUES - RATES, FEES AND ASSESSMENTS

ACCOUNT REVENUE SOURCE NUMBER	RATE, FEE OR ASSESSMENT	HRS NUMBER	COUNTY CODE	ORDINANCE NUMBER
----------------------------------	-------------------------	---------------	----------------	---------------------

GENERAL FUND (CONT'D)

NON-BUSINESS LICENSES & PERMITS (CONT'D):

3240	Fees: Building & Constructions Permits (cont'd)	\$30.00 per hour* - Reinspection fees assessed under provisions of Section 108.8 (minimum charge two hours)	16.26.108.8
------	---	---	-------------

*Or the total hourly cost to the jurisdiction, whichever is the greatest. This cost shall include supervision, overhead, equipment, hourly wages, and fringe benefits of the employees involved.

EXCEPTIONS:

16.26.108.7

1. Exemption for adult residential care homes. Where inspections are required pursuant to chapter 100 of the Hawaii Administrative Rules of the State Department of Health, no fee shall be charged for such miscellaneous inspections.

2. Exemption for licensing of day care centers. Where inspections for day care centers are required pursuant to the rules governing licensing of group day care centers and group day care homes of the State Department of Social Services and Housing, no fee shall be charged for such miscellaneous inspections.

3241	Fees: Electrical Permits	(1) Issuing or Transferring permits.	16.18A.107
------	--------------------------	--------------------------------------	------------

A fee shall be charged for issuing each permit in addition to all other charges specified herein. A flat fee shall be charged for transferring an unexpired permit to another contractor:

Issuing permits.....\$10 each
Transferring permits.....\$10 each

(2) Service Installations (all occupancies):

For required size of service equipment for single-phase construction.

Not over 100 amperes.....\$ 8
Over 100 but not over 200 amperes.....\$10
Over 200 amperes.....\$14

For required size of service equipment of three-phase construction:

Not over 100 amperes.....\$10
Over 100 but not over 200 amperes.....\$12
Over 200 amperes.....\$16

(3) For each privately owned (non-utility) meter installation (including meter socket).....\$10

For required size of feeder conductors, with overcurrent protection:

Not over 100 amperes.....\$ 6
Over 100 but not over 200 ampere.....\$ 8
Over 200 but not over 400.....\$10
Over 400 amperes.....\$12

(5) Generators, Capacitors, Reactors, and Transformers.

A fee shall be based on the KVA rating of the equipment to be installed.

COUNTY OF MAUI
REVENUES - RATES, FEES AND ASSESSMENTS

ACCOUNT NUMBER	REVENUE SOURCE	RATE, FEE OR ASSESSMENT	HRS NUMBER	COUNTY CODE	ORDINANCE NUMBER
-------------------	----------------	-------------------------	---------------	----------------	---------------------

GENERAL FUND (CONT'D)

NON-BUSINESS LICENSES & PERMITS (CONT'D):

3241	Fees: Electrical Permits (cont'd)	<p>Not more than 5 KVA.....\$ 8</p> <p>Over 5 KVA but not over 15 KVA.....\$15</p> <p>Over 15 KVA but not over 50 KVA.....\$30</p> <p>Over 50 KVA but not over 100 KVA.....\$40</p> <p>Over 100 KVA.....\$50</p> <p>(6) Wiring circuits in or about new commercial and industrial buildings, including hotels, apartment houses and agricultural buildings:</p> <p>For each branch circuit for general lighting and receptacle outlets, including any existing branch circuits which are altered or have additional lighting fixtures or receptacles added to them.....\$ 4</p> <p>For relocating an existing panel board or other type of electrical distribution equipment, including extending and reconnecting existing branch circuit.....\$30</p> <p>For each fixed motor, including motor driven air conditioning refrigeration equipment, the fee shall be based on the horsepower rating of the motors to be installed:</p> <p>Not over 1 HP.....\$ 6</p> <p>Over 1 HP but not over 3 Hp.....\$ 8</p> <p>Over 3 HP but not over 3 HP.....\$10</p> <p>Over 8 Hp but not over 15 HP.....\$12</p> <p>Over 15 HP but not over 50 HP.....\$14</p> <p>Over 50 HP but not over 100 HP.....\$16</p> <p>Over 100 HP.....\$30</p> <p>For each window air-conditioning unit, including the branch circuit wiring and receptacle outlet.....\$ 6</p> <p>For control wiring for new air-conditioning and refrigeration equipment, per each compressor unit or chiller.....\$ 6</p> <p>For each additional thermostat control, fan shut-down or interlock control device or air volume control device on an existing air conditioning system.....\$ 1</p> <p>For each commercial electric cooking, a fee shall be based on the Kilowatt (KW) rating of the equipment to be installed:</p> <p>Not over 12 KW.....\$ 6</p> <p>Over 12 KW.....\$10</p> <p>For each solar photovoltaic electrical energy system.....\$30</p> <p>For each solar water heater system or heat pump system, including the circuit wiring, controller, disconnect switches, pumps and control wiring.....\$30</p> <p>For each new fire or burglar alarm system, including wiring for fire alarm initiation or detection devices or fire extinguishing systems.....\$30</p>
------	--------------------------------------	--

COUNTY OF MAUI
REVENUES - RATES, FEES AND ASSESSMENTS

ACCOUNT NUMBER	REVENUE SOURCE	RATE, FEE OR ASSESSMENT	HRS NUMBER	COUNTY CODE	ORDINANCE NUMBER
-------------------	----------------	-------------------------	---------------	----------------	---------------------

GENERAL FUND (CONT'D)

NON-BUSINESS LICENSES & PERMITS (CONT'D):

3241	Fees; Electrical Permits (cont'd)	<p>For each additional fire or burglar alarm initiation or detection device or visual or audible alarm device on an existing system.....\$ 1</p> <p>For each kitchen exhaust hood fire extinguishing system.....\$10</p> <p>For each electrically controlled irrigation or landscape water system.....\$30</p> <p>For each landscape lighting system, including the circuit wiring, low-voltage transformers, lighting fixtures and time clock or photo-electric controls.....\$30</p> <p>For each miscellaneous low-voltage control wiring system such as central vacuum systems, lighting control systems and other types of control wiring systems not included above..\$30</p> <p>For any other type of circuits and outlets....\$ 4</p> <p>Heaters:</p> <p>For each commercial type water heater (requiring three-phase power connections, such as booster heaters), including the circuit wiring.....\$10</p> <p>For each residential type water heater (requiring single-phase power connections), including circuit wiring.....\$ 6</p> <p>For each air and/or space heater, including the circuit wiring.....\$ 6</p> <p>For each electric kiln, furnace, heat treating or paint baking equipment, including the circuit wiring.....\$10</p> <p>For each strip heater, reheat coil or heat trace heater for humidity or frost control.....\$ 6</p> <p>Dryers:</p> <p>For each commercial type laundry dryer (requiring three-phase power connections), the fee shall be \$4.00 plus any additional charge for the driving motor according to horsepower (HP) as set forth in the schedule under Motors.</p> <p>For each residential type laundry dryer, including the circuit wiring.....\$ 6</p> <p>Electric Signs and Outline Lighting Systems:</p> <p>For the fabrication and mounting of a new sign or decorative outline system, including ballasts, transformers and electronic power supplies.....\$ 6</p> <p>Portable or Mobile Electric Signs:</p> <p>No Fee shall be required for portable electric signs when the outlet and circuit to which it is attached has been installed under a valid permit.</p>
------	--------------------------------------	---

COUNTY OF MAUI
REVENUES - RATES, FEES AND ASSESSMENTS

ACCOUNT REVENUE SOURCE NUMBER	RATE, FEE OR ASSESSMENT	HRS NUMBER	COUNTY CODE	ORDINANCE NUMBER
----------------------------------	-------------------------	---------------	----------------	---------------------

GENERAL FUND (CONT'D)

NON-BUSINESS LICENSES & PERMITS (CONT'D):

3241 Fees: Electrical Permits (cont'd)

Permanent Decorative Lighting, Etc.:
Decorative lighting and footlights, borders and strips where 100 or less lamps are installed.....\$10

Additional 50 sockets or fraction thereof.....\$ 6

Prefabricated trailers used for commercial purposes (non-residential):
For each prefabricated trailer, a flat fee shall be charged for the manufacturer's installation of branch circuits, appliances and motor loads.....\$30

Temporary Motors, Installation:
First 2 Installations.....\$12
Each additional installation.....\$ 8

Temporary motor installation for carnival rides and similar types of events: A flat fee of \$5.00 shall be charged.

Temporary Lighting for special seasons or events:

Not over lamps.....\$ 8
Over 50 but not over 100 lamps.....\$12
Each succeeding 100 lamps or fraction thereof.....\$ 6

(7) Wiring circuits in or about a single-family dwellings, including residential garage structures:

For new dwellings and residential garage structures, lighting circuits, receptacle circuits and appliances circuits including residential type ranges and ovens, clothes dryers, electric water heaters, dishwashers and motor loads including bathroom exhaust fans and ceiling fans, garbage disposals, range hoods and garage door openers, residential smoke and detectors, and door bell transformers and wiring, a fee shall be based on the square footage of the structure floor area.....\$0.10 per SF

Renovations, Repairs, Additions or Alternations to single-family dwellings and owner-occupied dwelling units in multi-family dwellings, townhouses, and apartment houses:

For renovations or additions to dwelling units, a fee shall be based on the equipment to be installed.

For each lighting fixture, switch or receptacle outlet.....\$ 1

For each relocated load center, panel board or similar distribution equipment, including extending and reconnecting existing branch circuits.....\$20

COUNTY OF MAUI
REVENUES - RATES, FEES AND ASSESSMENTS

ACCOUNT	REVENUE SOURCE	RATE, FEE OR ASSESSMENT	HRS	COUNTY	ORDINANCE
NUMBER			NUMBER	CODE	NUMBER

GENERAL FUND (CONT'D)

NON-BUSINESS LICENSES & PERMITS (CONT'D):

3241	Fees: Electrical Permits (cont'd)	<p>For each garbage disposal, range hood, dishwasher, trash compactor, exhaust fan, ceiling fan, garage door opener with controls and other motorized residential appliance or equipment.....\$ 6</p> <p>For each window air-conditioning unit, including the branch circuit wiring and receptacle outlet.....\$ 6</p> <p>For each fixed motor, including motor driven air conditioning equipment (other than window air-conditioning units), a fee shall be based on the horsepower rating of the motors to be installed. See fixed motors under (6)</p> <p>For control wiring for air-conditioning equipment, per each compressor unit.....\$ 6</p> <p>For each residential type electric range, built-in countertop range or built-in oven.....\$ 6</p> <p>For each residential type electric range, built-in countertop range or built-in oven.....\$ 6</p> <p>For each residential type electric range, built-in countertop range or built-in oven.....\$ 6</p> <p>For each residential type water heater (requiring) single-phase power connections).....\$ 6</p> <p>For each residential type laundry dryer, including the circuit wiring.....\$ 6</p> <p>For each air or space heater.....\$ 5</p> <p>For each fire or burglar alarm system, including wiring for fire alarm initiation or detection devices, per dwelling unit.....\$10</p> <p>For each additional fire alarm initiation or detection device or visual or audible alarm device on an existing system.....\$ 1</p> <p>For each electrically controlled irrigation or landscape water system.....\$10</p> <p>For each landscape lighting system, including the circuit wiring, low-voltage transformers, lighting fixtures, time clock or photoelectric controls.....\$10</p> <p>For each residential solar, photovoltaic power source.....\$25</p> <p>For each residential solar water heater system or heat pump system, including the circuit wiring, controller, disconnect switches, pumps and control wiring.....\$10</p> <p>For each miscellaneous low-voltage control wiring system such as central vacuum systems, lighting control systems and other types of control wiring systems not included above.....\$ 6</p>
------	--------------------------------------	---

COUNTY OF MAUI
REVENUES - RATES, FEES AND ASSESSMENTS

ACCOUNT REVENUE SOURCE NUMBER	RATE, FEE OR ASSESSMENT	HRS NUMBER	COUNTY CODE	ORDINANCE NUMBER
----------------------------------	-------------------------	---------------	----------------	---------------------

GENERAL FUND (CONT'D)

NON-BUSINESS LICENSES & PERMITS (CONT'D):

3241	Fees: Electrical Permits (cont'd)	For any other type of circuits and outlets.....\$ 4		
		(8) Swimming Pools, Fountains and Similar Installations:		
		Wiring in or about outdoor commercial swimming pools, hot tubs, spas, fountains and decorative pools:		
		For each branch circuit for lighting and receptacles outlets.....\$ 1		
		Wiring in or about outdoor residential swimming pools, hot tubs, spas, fountains and decorative pools:		
		For each lighting fixture, switch or receptacle outlet.....\$ 1		
		For each pump motor (commercial and residential), a fee shall be based on the motor horsepower rating. See fixed motors under (5)		
		Pool Heaters (commercial and residential):		
		For each large pool heater requiring three-phase power connections.....\$10		
		For each pool heater requiring single phase power connections.....\$ 6		
		(9) Miscellaneous:		
		For each surge arresters and similar protective devices for limiting surge voltage.....\$10		
		For each transfer switch (double throw)....\$20		
		For each card reader terminal.....\$10		
		For each fuel tank monitoring system, including the all control wiring for sensors and probes.....\$30		
		For each electrical gate operator or door latch control system, including all gate operator motors control wiring and devices.....\$30		
		For each call station system.....\$20		
		For each video monitoring system.....\$20		
		For each shunt trip control circuit.....\$ 4		
		For each motion picture projection machine using 35mm or larger film.....\$30		
		Each X-ray machine, dental chair, electric organ, electric welder, and similar type outlets.....\$10		
		For electrically charged fences for agricultural purposes.....\$20		
		For empty raceway installation, a fee or \$6.00 shall be charged for each two hundred lineal feet of raceway or any fraction thereof. This fee shall be charged only when circuit wiring is excluded.		

COUNTY OF MAUI
REVENUES - RATES, FEES AND ASSESSMENTS

ACCOUNT REVENUE SOURCE NUMBER	RATE, FEE OR ASSESSMENT	HRS NUMBER	COUNTY CODE	ORDINANCE NUMBER
----------------------------------	-------------------------	---------------	----------------	---------------------

GENERAL FUND (CONT'D)

NON-BUSINESS LICENSES & PERMITS (CONT'D):

3241	Fees: Electrical Permits (cont'd)	If requested in writing by the permittee, the administrative authority may refund 50% of the permit fee paid when no work has been done under an unexpired permit. The administrative authority shall be authorize refunding of any fee paid if any work covered by the permit has been initiated.	16.18A.104-18
------	--------------------------------------	--	---------------

When work for which a permit is required by the Electrical Code is started or proceeded with before obtaining a permit, the fees specified herein shall be doubled or increased by an additional amount of \$200, whichever is greater, but the payment of such fees shall not relieve any persons from fully complying with there requirements of the Code in the execution of the work or form any other penalties prescribed in accordance with the Rules for Administrative Procedures and Civil Fines for Violations of Titles 12, 14, 16, 18, 19, and 20.	16.18A.107-1
---	--------------

When permits are required for a County capital improvement program project pursuant to the Code, no fee shall be charged for such permits.	16.18A.107-1
--	--------------

Emergency reconstruction of single family dwellings and accessory structures.

Fees for emergency reconstruction electrical work associated with building permits issued under Section 16.26.111, Maui County Code, shall be \$100 per structure. This provision shall apply only to permits issued pursuant to Section 16.26.111, Maui County Code, for work within a County disaster area.

Other fees:

16.18A.107-2

Extra Inspections. If, after notice to a permit holder, more than one inspection is necessary to ensure that deficient or defective electrical work under the permit has been corrected, the permit holder shall pay the County \$30 for each hour, or portion thereof, of inspection.

Miscellaneous inspections. For the inspection of any electrical installation not covered by a fee specified in the Code, the person requesting the inspection shall pay the County \$30 for each hour or portion thereof, of inspection.

Special inspections. The permit holder may request to have special electrical inspections at a specific time earlier than scheduled subject to the availability of inspectors. The permit holder shall reimburse the County for any additional cost incurred by the County to perform the requested special inspection.

COUNTY OF MAUI
REVENUES - RATES, FEES AND ASSESSMENTS

ACCOUNT REVENUE SOURCE NUMBER	RATE, FEE OR ASSESSMENT	HRS NUMBER	COUNTY CODE	ORDINANCE NUMBER
----------------------------------	-------------------------	---------------	----------------	---------------------

GENERAL FUND (CONT'D)

NON-BUSINESS LICENSES & PERMITS (CONT'D):

3241 Fees: Electrical Permits (cont'd) Such reimbursement may include but not be limited to: a round trip air fare on a scheduled airlines; travel to per diem; meal allowance; automobile rental; employee fringe benefits; and administrative overhead charges.

Exemption for adult residential care homes. Where inspections are required pursuant to Chapter 100 of the Hawaii Administrative Rules of the State Department of Health, no fee shall be charged for such inspections.

Exemption for licensing of day care centers. Where inspections for day care centers are required pursuant to the rules governing licensing of group day care centers and group day care homes of the State Department of Social Services and Housing, no fee shall be charged for such inspections.

3242 Fees: Plumbing Permits For issuing each permit.....\$10 16.20A1.150

In addition:

For each plumbing fixture.....\$ 5
 For each floor drain.....\$ 5
 For each electric heater.....\$ 5
 For each gas heater.....\$ 5
 For each solar heater.....\$ 5
 For each heat pump.....\$ 5
 For each grease interceptor, industrial waste pretreatment interceptor.....\$ 5
 For each plumbing piping without fixtures.....\$ 5
 For each building, sewer to lateral.....\$10
 For each sewer main on site.....\$25
 For each water main on site.....\$25
 For each building sewer present sewer.....\$ 5
 For each building sewer to cesspool.....\$ 5
 For each building sewer to preloader and/or including covitette.....\$ 5
 For each building sewer to septic tank.....\$ 5
 For each overflow sewer piping from cesspool septic tank and/or covitette.....\$ 5
 For each private sewage disposal system.....\$ 5
 For demolish plumbing piping and sewer connection connected to sewer lateral, cesspool, septic tank preload, and/or covitette or present house sewer.....\$ 5
 For air-conditioner discharge into a sanitary system.....\$ 5
 For repair or alteration of drainage or vent piping.....\$ 5
 For installation, alteration or repair of water piping and/or water treating equipment.....\$ 5
 For vacuum breakers or backflow protective device installed subsequent to the installation of the piping or equipment served.....\$ 5
 Lawn sprinkler system-precontrol valves follows:
 Up to one-inch control valve.....\$ 2
 Up to two-inch control valve.....\$ 4
 Up to three-inch control valve.....\$ 6
 Up to four-inch control valve.....\$ 8
 Up to five-inch control valve.....\$10
 Up to six-inch control valve.....\$12

COUNTY OF MAUI
REVENUES - RATES, FEES AND ASSESSMENTS

ACCOUNT NUMBER	REVENUE SOURCE	RATE, FEE OR ASSESSMENT	HRS NUMBER	COUNTY CODE	ORDINANCE NUMBER
-------------------	----------------	-------------------------	---------------	----------------	---------------------

GENERAL FUND (CONT'D)

NON-BUSINESS LICENSES & PERMITS (CONT'D):

3242	Fees: Plumbing Permits (cont'd)	<p>For each gas piping system using pipes in excess of one inch in diameter or less.....\$ 3</p> <p>For each gas piping system using pipes in of one inch in diameter.....\$ 5</p> <p>For each gas appliance our outlet.....\$ 3</p> <p>For each gas water heater and/or vent.....\$ 5</p> <p>All returned checks shall be assessed a \$15 service fee.</p> <p>The fee for a new permit reissued for an expired permit shall be one-half the amount required for a new permit, provided no changes have been made or will be made in the original plans and specification; and provided further that the expiration has not exceeded one year. The full permit fee shall be paid to renew a permit after one year.</p> <p>When work for which a permit is required by the Plumbing Code is started or proceeded with prior to obtaining a permit, the fee to be charged shall be \$200 plus the fee enumerated herein or double the fee enumerated herein, whichever is greater.</p> <p>If requested in writing by the permittee, the building official may refund of not more than fifty percent of the permit fee paid when no accordance with the Plumbing Code. The building official shall not authorize refunding of any fee paid if any work covered by the permit has been initiated.</p>			<p>16.20A.130</p> <p>16.20A.100</p> <p>16.20A.130G</p>
3243	Fees: Driveway Permits	<p>\$15 permit fee for construction or repair of residential driveway</p> <p>\$30 permit fee for construction or repair of commercial driveway</p> <p>\$30 per hour* - Inspections outside of normal business hours or for miscellaneous inspections (see exceptions below) for which no fee is specifically indicated (minimum charge - two hours)</p> <p>*Or the total hourly cost to the jurisdiction, whichever is the greatest. This cost shall include supervision, overhead, equipment, hourly wages and fringe benefits or the employees involved.</p> <p><u>EXCEPTIONS:</u></p> <p>1. No inspectional fee shall be assessed in areas where the pavement covers the width of the right-of-way, if inspection is required during normal working hours. Normal permit fees, however, shall be required.</p> <p>2. No fee for a driveway permit shall be required of any foreign consulate or any governmental subdivision or agency of the city, state, or federal government.</p>			<p>12.08.050</p> <p>12.08.050B</p> <p>12.08.050C</p>

COUNTY OF MAUI
REVENUES - RATES, FEES AND ASSESSMENTS

ACCOUNT REVENUE SOURCE NUMBER	RATE, FEE OR ASSESSMENT	HRS NUMBER	COUNTY CODE	ORDINANCE NUMBER
----------------------------------	-------------------------	---------------	----------------	---------------------

GENERAL FUND (CONT'D)

NON-BUSINESS LICENSES & PERMITS (CONT'D):

3244	Fees: Grading permits	Before issuing a grading permit, the director shall collect a permit fee for grading on the same site based on the volume of excavation or fill measure in place, whichever is greater, according to the following schedule:	20.08.090
------	-----------------------	--	-----------

<u>Volume</u>	<u>Permit Fee</u>
0 - 1,000 cu. yds.	\$15 per 100 cubic yards or fraction thereof
1,001 to 10,000 cu. yds.	\$150 for the first 1,000 cubic yards plus \$15 for each additional 1,000 cubic yards or fraction thereof
10,001 cu. yds. or more	\$285 for the first 10,000 cubic yards plus \$9 per 1,000 cubic yards of fraction thereof

3244	Fees: Grubbing permits	Before issuing a grubbing permit, the Director shall collect a permit fee of \$30 for grubbing an area of one acre, and \$20 for each additional acre or fraction thereof	20.08.090
------	------------------------	---	-----------

3254	Fees: County Highways Permits	(1) Issuing permits. A \$50 fee shall be charged for issuing each permit. (2) Scope of work fees. The permit fees shall include additional fees based on length of roadway trenching, paving or widening as follows:	12.04.025
------	-------------------------------	---	-----------

<u>Length</u>	<u>Additional Fee</u>	
1 to 100 lineal feet	\$200	
101 to 300 lineal feet	\$400	
301 to 1,000 lineal feet	\$1,000	\$1 per
1,001 linear feet		lineal
and more	\$1,000 plus \$1 per lineal foot	foot

When work for which a permit is required by Chapter 12.04, Maui County Code, is started before obtaining a permit, the fees specified herein shall be doubled or increased by an additional amount of \$200, whichever is greater, as a civil fine, but the payment of such fine shall not relieve any person from fully complying with the requirements of this chapter in the execution of the work or from any other civil fines imposed pursuant to section 19.530.030 of the code.	12.04.025
---	-----------

3254	Fees: County Highways Permits	Exemptions: When permits are required for a County capital improvement program project pursuant to Chapter 12.04, no fee shall be charged for such permits.
------	-------------------------------	--

COUNTY OF MAUI
REVENUES - RATES, FEES AND ASSESSMENTS

ACCOUNT NUMBER	REVENUE SOURCE	RATE, FEE OR ASSESSMENT	HRS NUMBER	COUNTY CODE	ORDINANCE NUMBER
<u>GENERAL FUND (CONT'D)</u>					
<u>NON-BUSINESS LICENSES & PERMITS (CONT'D):</u>					
3254	Fees: County Highways Permits (cont'd)	If requested in writing by the permit applicant, the director of public works and waste management may refund fifty percent of the permit fee paid when no work has been done under an unexpired permit. The director of public works and waste management shall not refund any fee paid if any work covered by the permit has been initiated.		12.04.025	
	Fees: Fireworks/ Permits	Non-aerial common fireworks	132D-10		
<u>Sale of Plates:</u>					
3250	Sale of Plate				
	- Passenger	\$3.50 for sale of all plate(s)	249-7	3.25.020	
	- Trucks		249-7.5		
	- Motorcycles				
	- Trailers				
	Replacement of Plates				
	- Passenger	\$3.50 for the replacement of plate(s) after filing statement as to the cause of the loss, defacement or destruction of the original plate(s)	249-8	3.25.020	
	- Trucks				
	- Motorcycles				
	- Trailers				
<u>Sales of Dealer Plates:</u>					
3251	Dealer's Plates	\$25 for each permanent motor vehicle dealer plate	286-53	3.25.020	
				Rules and Regulations of the Director of Finance	
	Dealer - Paper Plate Penalty	\$25 penalty for each certificate not submitted within twenty-four (24) hours after issuance of a temporary plate - for dealer in new motor vehicles	286-53	3.25.020	
				Rules and Regulations of the Director of Finance	
<u>Sales of Special License Plates:</u>					
3252	Special License Plates	\$25 for special number plates and antique vehicle plates	249-9.1 249-9.2	3.25.020	
<u>Sales of Emblems/Tags:</u>					
3260	Motor Vehicle Decals				
	- Passenger	\$.50 for each decal	249-7	3.25.020	
	- Trucks				
	- Motorcycles				
	- Trailers				
	Replacement MV Decals				
	- Passenger	\$.50 for replacement decal after filing a statement as to the cause of the loss, defacement or destruction of the original emblem	249-8	3.25.020	
	- Trucks				
	- Motorcycles				
	- Trailers				
3262	Fees - Registration of Motor Vehicles	17.50 for each new and renewal motor vehicle registration		3.25.020	
<u>Transfer Fees:</u>					
3270	Motor Vehicle Transfer Fees	\$10 for each instance	286-51 286-52	3.25.020	1232

COUNTY OF MAUI
REVENUES - RATES, FEES AND ASSESSMENTS

ACCOUNT NUMBER	REVENUE SOURCE	RATE, FEE OR ASSESSMENT	HRS NUMBER	COUNTY CODE	ORDINANCE NUMBER
<u>GENERAL FUND (CONT'D)</u>					
<u>NON-BUSINESS LICENSES & PERMITS (CONT'D):</u>					
	Transfers Penalty	\$50 late fee in addition to the \$10 transfer fee if not done within 30 calendar days	286-52	3.25.020	1232
<u>Duplicate Certificate:</u>					
3274	Fees - Certificate of Registration and Duplicate	\$10 for each new and duplicate certificate of registration issued by the Director of Finance	286-47 286-55 286-51	3.25.020	1232
	Fees - Certificate of Ownership and Duplicate	\$10 for each new and duplicate certificate of ownership issued by the Director of Finance	286-47 286-55	3.25.020	1232
<u>Certification Correction:</u>					
3276	Correction of Certificates	\$10 for each instance of correction of ownership or registration issued by the Director of Finance to dealers - no charge for individuals	286-47.5	3.25.020	1232
<u>Power of Attorney:</u>					
3277	Power of Attorney	\$40 for packet of 200 - Federal mandate required of dealers		3.25.020	
<u>Out of State Vehicle Permit:</u>					
3280	Out of State Vehicle Permit	\$10 per vehicle permit	286-54	3.25.020	
<u>Reassignment of Plates:</u>					
3282	Reassignment of Auto Plates - Passenger	\$5 for each reassignment	249-7	3.25.020	
<u>Sale of Bicycle Tags:</u>					
3291	Bicycle tags	\$2 for each duplicate tag for bicycle and moped	249-14		
3256	Bicycle Duplicate	\$5 for each duplicate certificate of registration for each bicycle and moped	249-16		
3255	Transfer Penalty	\$10 late fee in addition to the \$5 transfer fee if not done within 30 calendar days	249-14.2	3.25.020	
<u>Sale of Dog Licenses:</u>					
3290	License - Dogs	\$6 every two years - neutered dog \$25 every two years - unneutered dog	143-3	6.04.020 6.05.020	
	License - Dog Tags	\$1 per tag	143-4	6.04.020	1482
	Duplicate Dog Tags	\$1 per tag	143-4, 143-6	6.04.020	
<u>Subdivisions:</u>					
3295	Filing Fees - Subdivision	\$100 filing fee for each application for subdivision application plus \$25 for each lot created on the preliminary plat	46-4	18.24.010	789
		\$100 processing fee for each request for adjustment, amendment, correction, revision, or any other modification of any preliminary or final approval plat		18.24.010	
		Exemption: Subdivision submitted by any County agency (including the Department of Water Supply) is exempt from the fees		18.24.010	

COUNTY OF MAUI
REVENUES - RATES, FEES AND ASSESSMENTS

ACCOUNT NUMBER	REVENUE SOURCE	RATE, FEE OR ASSESSMENT	HRS NUMBER	COUNTY CODE	ORDINANCE NUMBER
<u>GENERAL FUND (CONT'D)</u>					
<u>FINES, FORFEITS & PENALTIES:</u>					
3501	Penalty & Interest - RPT	Penalty - Up to ten percent of such delinquent taxes as determined by the Director or Finance, which penalty shall be and become a part of the tax to be collected.		3.48.220	1076
		Interest - All delinquent taxes and penalties shall bear interest at the rate of one percent for each month or fraction thereof. The interest shall be and become part of the tax to be collected.		3.48.220	
<u>REVENUE FROM USE OF MONEY & PROPERTY:</u>					
3510	Fees - Parking Permits	County employee parking is permitted in five lots designated A, B, C, D, and E. Lot A is an L-shaped lot situated at the corner of Kaohu Street and Napua Street. Lot B is situated on both the Wells Street side and the Kaohu Street side of Kalana O Maui (County Building, 200 South High Street, Wailuku, Maui, Hawaii 96793). Lot C is the covered parking area beneath Kalana O Maui. Lot D is situated on the south side of Kaohu Street, and its intersection with South High Street. Lot E is situated at the Old Wailuku Post Office.			
		Employee parking shall be \$7.50 per uncovered stall and \$15 per covered stall in Lot A, \$10 per uncovered stall in Lots B, D, and E, and \$15 per covered stall in Lot C, per month.			1781
2512	Rental - Public Bldgs. & Rooms	<u>Police Cottages:</u> For those officers permanently assigned to certain districts, the lesser of the fair market value rent of the following rent shall apply: Lanai - 2 cottages at \$200 per month per cottage Molokai - 2 cottages at \$200 per month per cottage		3.40.180.B (SHOPO Memorandum of Understanding)	1069
3515	Rental - Land	See Attachment B-4	46-1.5	Chapter 3.40	1069
3517	Rental - Food Concession	\$6,001 per month - Tutu's at Hana Bay, Helene Hall; 5 year lease beginning July 1, 2004 to June 30, 2009		Chapter 3.40	1069
3518	Rental - Blind Vendor Concession	\$5 per month		3.40.190	
3321	Rental - Kula Agricultural Park	\$100 per acre		Chapter 22.04	1282
3523	Rental - Theater Concession	\$1000 per month minimum, Maui Community Theater; 5 year lease beginning October 1, 1999 to September 30, 2004		Chapter 3.40	

COUNTY OF MAUI
REVENUES - RATES, FEES AND ASSESSMENTS

ACCOUNT NUMBER	REVENUE SOURCE	RATE, FEE OR ASSESSMENT	HRS NUMBER	COUNTY CODE	ORDINANCE NUMBER
<u>GENERAL FUND (CONT'D)</u>					
<u>REVENUE FROM USE OF MONEY & PROPERTY (CONT'D):</u>					
3400	Fees - Disabled Persons Parking Placards	4-year Parking Placard • Initial and Second Placard - no charge • Replacement for lost, stolen or mutilated - \$10	291-52 291-52.6	10.48.103 10.48.103	
		Temporary Parking Placard • Initial placard - \$10 • Second placard - \$10 • Replacement for lost, stolen or mutilated placard - \$10	291-51.6 291-51.6 291-51.6	10.48.103 10.48.103 10.48.103	
3401, 3403 3409	Sales of Publications to All Agencies	See Attachment B-1	92-21	Chapter 2.64	722 12
3411, 3412	Sale of Publications Reproduction Charges	See Attachment B-1	92-21	Chapter 2.64	722 1206
3416	Fees - Appeal Cost	\$15 appeal cost to the Board of Review 5% of the amount of taxes in dispute but not more than \$100 nor less than \$5 in any one case of appeal to the Tax Appeal Court \$50 appeal cost to the Supreme Court plus applicable court costs If the appeal is sustained as to \$50 or more of the valuation in dispute, the appeal cost shall be returned to the appellant.	232-22 232-23	3.48.660	1076
3418	Fees: Real Property Tax Maps CD-RGM	\$500 fee for Real Property Tax data and production costs		3.48.010	
3417	Nomination Fee	<u>Abide to</u> <u>Office Regular Spending Limit</u> Governor \$750 \$75 Lt. Governor \$750 \$75 U.S. Senate \$75 \$75 U.S. Rep. \$75 \$75 Mayor \$500 \$50 Other \$250 \$25 Fee may be waived if person deemed indigent.	12-5		
3418	Voter Registration Computer Tapes	\$50 for first seventy-two hours and \$30 per day or fraction thereof after the first seventy-two hours. Applicant responsible for charges or expenses incurred for any damage to tapes. Deposit required of not less than \$50.		2.68.030	895
3420	Fees - Fire - permit inspection, etc.	See Attachment B-3 (except for references to Fireworks in Section 16.04.A.100, Maui County Code)	132D	16.04A	2509

COUNTY OF MAUI
REVENUES - RATES, FEES AND ASSESSMENTS

ACCOUNT NUMBER	REVENUE SOURCE	RATE, FEE OR ASSESSMENT	HRS NUMBER	COUNTY CODE	ORDINANCE NUMBER
-------------------	----------------	-------------------------	---------------	----------------	---------------------

GENERAL FUND (CONT'D)

REVENUE FROM USE OF MONEY & PROPERTY (CONT'D):

3423	Charges for Dishonored Negotiable Instruments	\$25 Service charge for handling negotiable instruments			3.08.020
------	--	--	--	--	----------

CHARGES FOR CURRENT SERVICES:

3424	Fees - Examination of Motor Vehicle Operations	<u>Driver's License:</u> \$100 - Reinstatement of Driver's License \$30 - Original & Renewal of Six-Year Driver's License \$20 - Original & Renewal of Four-Year Driver's License \$10 - Original & Renewal of Two-Year Driver's License \$5 - Original & Renewal of One-Year Driver's License	286-111	10.80.030	146
------	---	---	---------	-----------	-----

Rules of the Road Test Fees:

\$2 - Administration oral test
 \$2 - Administration of written or computer test

Road Test Fees:

Class	Fee
1, 2, & 3	\$10
4	\$50 (\$10 pre-trip, \$20 off street, \$20 road)

\$10 for instruction permit or any renewal thereof

\$6 fee for duplicate permit
 \$6 fee for duplicate license

3426	Fees - Certified Copies of Police Reports	See Attachment B-1	92-21	Chapter 2.64	722 1206
------	--	--------------------	-------	-----------------	-------------

3427	Fees - Permit to Carry Firearms	\$10, renewable with an expiration of one from the date of issue	134-9		
------	------------------------------------	---	-------	--	--

3430	Animal Shelter Revenue	Redemption of Dogs by Owners: Quarantine - \$5 fee for each day of quarantine <u>First Impound:</u> \$25 fee for the first day of impoundment \$15 fee for each day thereafter	143-8	6.04.060(A)	
				6.04.060(B)	

Second Impound:

\$50 fee for the first day of impoundment
 \$15 fee for each day thereafter

Third Impound:

\$75 fee for the first day of impoundment
 \$15 fee for each day thereafter

Fourth Impound & thereafter:

\$100 fee for the first day of impoundment
 \$15 fee for each day thereafter

Adoption - \$8 fee	6.04.070
--------------------	----------

Dog/Cat Trap - Deposit/Late Fee: \$50 Security Deposit - refundable upon return of trap \$1 per day late fee - imposed each day beyond one week	143-3	6.04.020
---	-------	----------

COUNTY OF MAUI
REVENUES - RATES, FEES AND ASSESSMENTS

ACCOUNT NUMBER	REVENUE SOURCE	RATE, FEE OR ASSESSMENT	HRS NUMBER	COUNTY CODE	ORDINANCE NUMBER
----------------	----------------	-------------------------	------------	-------------	------------------

GENERAL FUND (CONT'D)

CHARGES FOR CURRENT SERVICES (CONT'D):

		<u>Service Charge</u>	6.20.020	1177	
		\$25 for collection service prior to or at the time of collection			
3432	Fees - Administrative Fees for Litter Removal	\$100 for each billing for cost of litter removal	20.20.070	2539	
	Fees - Appeal	\$50 to appeal to the Animal Control Board Rule 7-501-28 Rule of the Animal Control Board	6.04.095	2922	
3436	Fees - Camping Permit	\$3 per day or any @4 hour period for adults (18 years and over) \$.50 per day or any 24 hour period for children (under 18 years of age) See Attachments B-2	13.04.180	1256	
	<u>Fee - Use of Park Facilities</u>	Includes Rental of Department Equipment (Section 13.04.140) (Section 13.04.140) See Attachments B-2	13.04.080 to 13.04.090	1256	
3437	Rental Fee - Central District	See Table on next page			
3440	Rental Fee - West District	See Table on next page			
3443	Rental Fee - East District	See Table on next page			
3445	Rental Fee - Molokai District	See Table on next page			
3446	Rental Fee - South District	See Table on next page			
3451	Rental Fee - Hana Parks	See Table on next page			
3452	Rental Fee - Equipment	See Table on next page			

COUNTY OF MAUI
REVENUES - RATES, FEES AND ASSESSMENTS

ACCOUNT	REVENUE	RATE, FEE OR ASSESSMENT	HRS	COUNTY	ORDINANCE
NUMBER	SOURCE		NUMBER	CODE	NUMBER

GENERAL FUND (CONT'D)

CHARGES FOR CURRENT SERVICES (CONT'D):

Fee - Use of Park Facilities cont'd

\$25 Key Deposit for Fee-Typed IICC, II, III, IV, and

13.04.080

Table 13.04.090

SCHEDULE OF FEES AND DEPOSITS

	Fee by Type of Activity							Custodial Deposit by Type				
	I	II CC	II wo/R	II w/R	III	IV	V	I	II	III	IV	V
Gymnasiums	\$0	\$4	\$0	\$0	\$0	\$150	* \$500	\$0	\$100	\$150	\$200	\$400
w/Air Conditioning (add'l flat charge)	\$0	\$150	\$0	\$150	\$200	\$250	\$300					
Football Stadiums	\$0	\$0	\$0	\$0	\$50	\$300	*\$1000	\$0	\$250	\$500	\$500	\$1500
w/lights (add'l flat charge 6-10pm)	\$0	\$0	\$0	\$50	\$100	\$150	\$200					
Baseball Stadium	\$0	\$0	\$0	\$0	\$0	\$150	* \$500	\$0	\$125	\$250	\$250	\$750
w/lights (add'l flat charge 6-10pm)	\$0	\$0	\$0	\$0	\$0	\$75	\$150					
Amphi Theaters												
Keopuolani Pak (w/o lights)	\$0	\$2	\$0	\$0	\$0	\$100	* \$300	\$0	\$50	\$100	\$150	\$500
Lahaina Civic (w/lights)	\$0	\$2	\$0	\$0	\$0	\$150	* \$400	\$0	\$50	\$100	\$150	\$500
Swimming Pools (Up to two lanes)	\$0	\$2	\$0	\$0	\$0	\$100	* \$400	\$0	\$0	\$0	\$150	\$300
Community Centers: Without air Conditioning												
Facilities w/capacities up to 100	\$0	\$2	\$0	\$20	\$15	\$15	* \$180	\$0	\$25	\$125	\$125	\$250
Facilities w/capacities up to 200	\$0	\$4	\$0	\$35	\$30	\$30	* \$360	\$0	\$50	\$125	\$125	\$300
Facilities w/capacities up to 300	\$0	\$6	\$0	\$50	\$45	\$45	* \$540	\$0	\$75	\$125	\$125	\$450
Facilities w/capacities up to 400	\$0	\$8	\$0	\$75	\$60	\$60	* \$720	\$0	\$100	\$125	\$125	\$600
Facilities w/capacities up to 500	\$0	\$10	\$0	\$90	\$75	\$75	* \$900	\$0	\$125	\$125	\$125	\$750
Facilities w/capacities over 500	\$0	\$12	\$0	\$100	\$100	\$100	*\$1080	\$0	\$150	\$125	\$125	\$900
With Air Conditioning												
Facilities w/capacities up to 100	\$0	\$4	\$0	\$30	\$35	\$34	* \$204	\$0	\$25	\$125	\$125	\$250
Facilities w/capacities up to 200	\$0	\$8	\$0	\$60	\$50	\$50	* \$408	\$0	\$50	\$125	\$125	\$300
Facilities w/capacities up to 300	\$0	\$12	\$0	\$90	\$55	\$55	* \$612	\$0	\$75	\$125	\$125	\$450
Facilities w/capacities up to 400	\$0	\$16	\$0	\$120	\$80	\$80	* \$806	\$0	\$100	\$125	\$125	\$600
Facilities w/capacities up to 500	\$0	\$20	\$0	\$150	\$95	\$95	*\$1020	\$0	\$125	\$125	\$125	\$750
Facilities w/capacities over 500	\$0	\$24	\$0	\$180	\$120	\$120	*\$1224	\$0	\$150	\$125	\$125	\$900
Pavilions w/Kitchen Facilities	\$0	\$2	\$0	\$25	\$85	\$160	* \$245	\$0	\$50	\$100	\$200	\$300
Pavilions w/out Kitchen & Bandstand	\$0	\$2	\$0	\$0	\$25	\$50	\$75	\$0	\$0	\$50	\$100	\$300
Meeting Rooms w/o air conditioning	\$0	\$2	\$0	\$20	\$10	\$80	* \$110	\$0	\$35	\$50	\$100	\$275
Meetings w/air conditioning	\$0	\$4	\$0	\$30	\$20	\$95	* \$130	\$0	\$35	\$50	\$100	\$275
Ball fields	\$0	\$0	\$0	\$0	\$0	\$50	* \$350	\$0	\$50	\$100	\$100	\$400
w/lights (add'l flat charge 6-10 pm)	\$0	\$0	\$0	\$0	\$0	\$50	\$100					
Wrestling Room	\$0	\$0	\$0	\$0								
Any park premises or recreational facility not otherwise described in this table:	\$0	\$0	\$0	\$0	\$0	\$150	* \$400	\$0	\$0	\$50	\$100	\$300

*For all Type V Fees: Fees shown or 10% of gross receipts, whichever is greater.

COUNTY OF MAUI
REVENUES - RATES, FEES AND ASSESSMENTS

ACCOUNT REVENUE SOURCE NUMBER	RATE, FEE OR ASSESSMENT	HRS NUMBER	COUNTY CODE	ORDINANCE NUMBER
----------------------------------	-------------------------	---------------	----------------	---------------------

GENERAL FUND (CONT'D)

CHARGES FOR CURRENT SERVICES (CONT'D):

Fee - Use of Park Facilities cont'd

Type II (CC) activity means an activity open to the public, organized and conducted by an instructor approved by the community class program for the County of Maui, Department of Parks and Recreation, which generates revenues by charging for admission to attend the activity.

Type II wo/R means an activity that does not generate any revenue and meets Section 13.04.030 requirements for County Co-Sponsored activities.

Type II w/R means an activity that does generate any revenue and meets Section 13.04.030 requirements for County Co-Sponsored activities.

Fee for 1/2 day use of Community Centers, pavilions with kitchen facilities, and meeting rooms with air conditioning, for any day from Monday through Thursday, shall be 50% of the fee set forth in the schedule of fees. First half: 8 a.m. - 2 p.m.; Second half: 4 p.m. - 10 p.m.

Visiting Swimming Teams \$500 deposit to reserve the pool, with a 90-day cancellation notice
\$4 per day per swimmer fee

Maui Invitational \$2,400 Annual Rental Fee
Basketball Tournament \$1,000 Custodial Deposit Fee
\$25 Key Deposit

3453 PALS Program \$2 per day per child

Reduced rates shall be offered to free and reduced lunch program participants as determined by the Hawaii State Department of Education

Free lunch recipients shall pay \$.50 per day.
Reduced rate lunch recipients shall pay \$1 per day.

Discounts shall be offered for more than one sibling participating simultaneously in the summer program as follow:

Second child \$1 per day
Third child \$.50 per day
Fourth child \$.25 per day

Comprehensive Zoning Ordinance	Change in Zoning - Refer to Table A	46-4	19.510.010
	County Special Use Permit - Refer to Table A		19.510.010
	Conditional Permit - Refer to Table A		19.40.030
	Project District - Refer to Table A		19.45.040
	Project Master Plan Review - Refer to Table A		19.510.010
	State Land use District Boundary		19.68.020
	Change/Reclassification - Refer to Table A		
	Community Plan Revision and Amendments -		2.80A.060
	Refer to Table A		

COUNTY OF MAUI
REVENUES - RATES, FEES AND ASSESSMENTS

ACCOUNT REVENUE SOURCE NUMBER	RATE, FEE OR ASSESSMENT	HRS NUMBER	COUNTY CODE	ORDINANCE NUMBER
----------------------------------	-------------------------	---------------	----------------	---------------------

GENERAL FUND (CONT'D)

CHARGES FOR CURRENT SERVICES (CONT'D):

Planning Department Fees Table A - Fee Schedule (Public Hearing Required) Title 19

Change of Zoning	Conditional Permit
Community Plan Amendment	State Boundary Amendment
Project District Zoning	BVA Variance and Appeals
County Special Use Permit	State Special Use Permit
Project Master Plan Review	Shoreline Setback Variances
Environmental Assessments (non-exempt)	Special Management Area Permits (non-exempt)

<u>Total Valuation</u>	<u>Fee</u>
\$0.00 to \$125,000	\$550
\$125,000 to \$1,000,000	\$550 for the first \$125,001, plus \$11 for each additional \$5,000 or fraction thereof, to and including \$500,000
Additional review required by changes, additions, revisions, time extensions or renewals:	\$155
\$500,001 to \$1,000,000	\$1,370 for the first \$500,001, plus \$11 for each additional \$5,000 or fraction thereof, to and including \$1,000,000
Additional review required by changes, additions, revisions, time extensions or renewal:	\$275
\$1,000,001 and up	\$2,475 for the first \$1,000,001, plus \$11 for each additional \$5,000 or fraction thereof, to a maximum of \$4,950
Additional review required by changes, additions, revisions, time extensions or renewals:	\$550

COUNTY OF MAUI
REVENUES - RATES, FEES AND ASSESSMENTS

ACCOUNT REVENUE SOURCE NUMBER	RATE, FEE OR ASSESSMENT	HRS NUMBER	COUNTY CODE	ORDINANCE NUMBER
----------------------------------	-------------------------	---------------	----------------	---------------------

GENERAL FUND (CONT'D)

CHARGES FOR CURRENT SERVICES (CONT'D):

Planning Department Fees
(cont'd)

Table B - Fee Schedule (No Public Hearing
Required)

Title 19

All other permits or reviews for which no public hearing is required, unless otherwise specified herein.

<u>Total Valuation</u>	<u>Fee</u>
\$0.00 to \$10,000	\$55
\$10,001 to \$125,000	\$110
\$125,001 and up	\$165
Additional review required by changes, additions, or revisions	\$55

Bed and Breakfast Permits

Type 1, B&B Permit	\$110; and time extension fee of \$55
Type 2, B&B Permit	\$330; and time extension fee of \$110
Type 3, B&B Permit	\$440; and time extension fee of \$220

Other Permits and Approvals

Sign variances	\$330
Parking Approvals (Non-Administrative)	\$110
Parking Approvals (Administrative)	\$55
Historic District Commission Applications	\$110
Historic District Administrative Applications	\$55
Historic District Signs	\$55
Historic District Banners	\$25
Planned Development	\$110
Maui Redevelopment Agency Approval	\$110
Existing permit review, time extension, etc.	\$110
Other Sign Permits	\$55
Other Banner Permits	\$25
Landscape Planting Approvals	\$25

EXCEPTIONS TO FEES

Concurrent Processing:

Permit applications which are being processed concurrently with other land use applications processed by the Planning Department shall be charged the full fee for the first application and 50% of the normal fee for each additional application to the processed at the same time as the first application.

After-the-fact permits

When development for which a permit is required is started before obtaining a permit, the fee shall be double the applicable fee set forth in Table A and Table B above.

Government Fees:

A filing fee of \$550 shall be required for development or permit applications filed by or on behalf of any Federal, State, or County agency.

COUNTY OF MAUI
REVENUES - RATES, FEES AND ASSESSMENTS

ACCOUNT REVENUE SOURCE NUMBER	RATE, FEE OR ASSESSMENT	MRS NUMBER	COUNTY CODE	ORDINANCE NUMBER
----------------------------------	-------------------------	---------------	----------------	---------------------

GENERAL FUND (CONT'D)

CHARGES FOR CURRENT SERVICES (CONT'D):

Planning Department Fees (cont'd)	<u>Affordable Housing:</u> Projects built and offered for sale or rental in accordance with Chapter 2.86 of the Maui County Code shall be exempt from the fees set forth in the Table A and Table B			
Special Management Area Appeals	Appeals - \$55 Filing Fee		Rules of the Planning Commission: 12-202-26(a)	
Planning Commission	Amendments to Planning Commission Rules and Regulation - \$500 Filing Fee			
	Shoreline Setback Variances - Refer to Table A		12-403-18(a)(1)	
	Shoreline Setback Approval - Refer to Table B			
	Special permits within State Land Use Agricultural and Rural Districts - Refer to Table A above			
	Petition to Intervene - \$50 Filing Fee		12-201-40(b)	

COUNTY OF MAUI
REVENUES - RATES, FEES AND ASSESSMENTS

ACCOUNT NUMBER	REVENUE SOURCE	RATE, FEE OR ASSESSMENT	HRS NUMBER	COUNTY CODE	ORDINANCE NUMBER
-------------------	----------------	-------------------------	---------------	----------------	---------------------

HIGHWAY FUND

TAXES:

3110	Franchise Tax	Tax of 2.5% of annual gross receipts from electric	240-1		
3111		light and power companies operating as public			
3112		utilities in Maui County.			

3120	Fuel Tax - Maui	Tax Rate	243-5	3.20.010	
3121	- Molokai	Per Gallon			
3122	- Lanai				

Gasoline & Diesel Oil	\$0.180
Biodiesel	0.000
Ethanol	0.038
Methanol	0.029
Liquefied Petroleum Gas	0.043

NON-BUSINESS LICENSES & PERMITS:

3248	Licenses - Automobile	<u>Motor Vehicle Weight Tax</u>		3.24.030	1252
to	- Trucks	\$0.0125 (one and one-fourth cents) per pound of	249-13		
3297	- Motorcycles	net weight for passenger vehicles, and trucks and			
	- Trailers	noncommercial vehicles not exceeding 6,500 pounds.			

\$0.02 (two cents) per pound of net weight for all other motor vehicles.

Minimum tax for any motor vehicle is \$ 6

Penalty for delinquent tax is 10% of tax due

COUNTY OF MAUI
REVENUES - RATES, FEES AND ASSESSMENTS

ACCOUNT REVENUE SOURCE NUMBER	RATE, FEE OR ASSESSMENT	HRS NUMBER	COUNTY CODE	ORDINANCE NUMBER
----------------------------------	-------------------------	---------------	----------------	---------------------

SEWER FUND

CHARGES FOR CURRENT SERVICES:

3220	Pretreatment Permit Fees	* <u>Permit Categories</u> Class I, II, III, and VI Class IV Class V * Category definition found in Appendix B	<u>Permit Fees</u> \$100 every 2 years \$100 every 2 years \$ 50 every year	14.21A.350
------	--------------------------	--	--	------------

Miscellaneous Wastewater Pretreatment Program
Fees

14.21A.350

- Wastewater Discharge \$10
- Permit Application Fee
- Liquid Waste Hauler:
 - A. Permit Decal Initial Issue \$ 5 per vehicle
 - B. Permit Decal Replacement \$15 per vehicle
 - C. Entry Card Initial Issue \$25 per card per vehicle
 - D. Entry Card Replacement \$50 per card per vehicle

3470	Fees - Sewer Collections	<u>Residential - Monthly Rates:</u> Rates for this class are based on monthly base charge and metered water usage charge Single Family and duplex dwellings not served by County water system per dwelling unit per month Monthly Base Charge \$17.00 Monthly metered water usage charge per 1,000 gallons (for the first 9,000 gallons) \$1.95 Single family and duplex dwellings not served by County water system per month Flat rate per dwelling unit \$31.50 Condominiums and multiple dwellings served by County water system per dwelling unit per month Monthly Base Charge \$17.00 Monthly metered water usage charge per 1,000 gallons (for the first 6,000 gallons) \$1.95 Multi-family dwellings not served by County water system per month Flat rate per dwelling unit \$26.75 Others per month per dwelling unit Haliimaile \$7.30 Residential Care homes \$49.50	<u>Fees</u> 46-1.5	14.31.010 through 14.31.020
------	--------------------------	---	-----------------------	-----------------------------

COUNTY OF MAUI
REVENUES - RATES, FEES AND ASSESSMENTS

ACCOUNT NUMBER	REVENUE SOURCE	RATE, FEE OR ASSESSMENT	HRS NUMBER	COUNTY CODE	ORDINANCE NUMBER
----------------	----------------	-------------------------	------------	-------------	------------------

SEWER FUND (CONT'D)

CHARGES FOR CURRENT SERVICES (CONT'D):

3470 Fees - Sewer Collections (cont'd) Monthly Use Charge - Non Residential (CONT'D):

The rates for this class of users are based on the monthly base charge and water volume usage per one thousand gallons. The "with irrigation meter" rate represents that rate per thousand gallons that the customer would be charged for all other meters should the customer utilize an irrigation meter.

Monthly base charge (Per meter per month) \$9.50

Class

Without Irrigation Meter rate

Commercial

Hotels

\$3.25

Industrial, Restaurant, Food

\$4.65

Processing, Commercial with

Restaurant/Food Processing

\$5.55

U.S. Government

\$3.25

State

\$3.25

County

\$3.25

Religious

\$3.25

With Irrigation Meter

Commercial

Hotels

\$4.05

Industrial, Restaurant, Food

\$5.80

Processing, Commercial with

Restaurant/Food Processing

\$6.95

U.S. Government

\$4.05

State

\$4.05

County

\$4.05

Religious

\$4.05

Kualapuu - Flat rate per month

\$31.50

Surcharges

46-1.5

14.31.030

Rate per thousand pounds of suspended solids (SS) over 4 pounds per 1,000

Gallons of sewerage \$454.00

Rate per thousand pounds for all pounds of BOD over 4 pounds per 1,000 gallons of sewerage

\$745.00

3471 Fees - Cesspool & Septic Tank Pumping

Cesspool & Septic Tank Pumping

The following options are available:

14.29.010

Based on service year of July 1 to

46-1.5

14.29.020

June 30 of the following year:

Option 1:

Regular work hours: service charge for first pumping in service year; final service charge for second and subsequent pumping within the service year

\$390.00

COUNTY OF MAUI
REVENUES - RATES, FEES AND ASSESSMENTS

ACCOUNT NUMBER	REVENUE SOURCE	RATE, FEE OR ASSESSMENT	HRS NUMBER	COUNTY CODE	ORDINANCE NUMBER
----------------	----------------	-------------------------	------------	-------------	------------------

SEWER FUND (CONT'D)

CHARGES FOR CURRENT SERVICES (CONT'D):

3471	Fees - Cesspool & Septic Tank Pumping (cont'd)	<u>Option 2:</u> Contract basis through water billing Regular work hours: Single family and duplex dwellings per month per dwelling unit Single family and duplex dwelling requiring more pumping than provided for in the Maui County Code 14.29.010: per call during regular work hours Multi family and non-residential customers: per load during regular work hours	46-1.5	14.29.010 14.29.020	
		\$65.00			
		\$390.00			
		\$390.00			
3472	Private Septic Disposal	Per 1,000 gallons or less of waste for private haulers that haul waste to the County sewerage treatment system, except for Molokai	46-1.5	14.31.020 14.29.060	
		\$45.00			
3490	Fees - Reclaimed Water Service	Rate per 1,000 gallons for major agriculture Rate per 1,000 gallons for agriculture Rate per 1,000 gallons for all other users		20.30.080	
		\$0.10 \$0.20 \$0.97			
3490	Fees - Installation of Reclaimed Water Meter	<u>Meter Size (inches):</u> 5/8 and 3/4 1 1 - 1/2 2 3		20.30.070	
		<u>* Charges</u> \$125.00 \$200.00 \$425.00 \$600.00 \$1,275.00			
		* Includes cost of meter and plastic meter box. In addition to this charge, labor cost and other incidental supplies shall be computed and shall be based on actual labor time, rate and cost of incidental supplies.			
3490	Fees - Reclaimed Water Connection	South Maui (per thousand gallons per day of capacity South Maui (per thousand gallons per day of capacity	\$82.00 \$33.00	20.30.070	

COUNTY OF MAUI
REVENUES - RATES, FEES AND ASSESSMENTS

ACCOUNT NUMBER	REVENUE SOURCE	RATE, FEE OR ASSESSMENT	HRS NUMBER	COUNTY CODE	ORDINANCE NUMBER
----------------	----------------	-------------------------	------------	-------------	------------------

SOLID WASTE FUND

NON-BUSINESS LICENSES & PERMITS:

3239	Fees - Disposal Permit	\$5 per permit			8.04.040
------	------------------------	----------------	--	--	----------

CHARGES FOR CURRENT SERVICES:

3428	Fees - Special Handling	\$20.50 per load (less than one ton) \$41.00 per load (one ton up to five tons) \$82.00 per load (five tons and above)			8.04.050
------	-------------------------	--	--	--	----------

3429	Fees - Refuse Disposal	Unit Charge - \$0.0215 per pound - 0.0035 per pound for separated recyclable items - 0.0425 per pound for grease trap waste contaminated cooking oil - \$0.0215 per pound for clean cooking oil	46-1.5		8.04.050
------	------------------------	--	--------	--	----------

Disposal charges may be waived by the director for non-profit organizations and organizations participating in a county-sponsored event if the organization:

1. Has recycling operating permit; or
2. Submits, and the director approves, information provided on the department's form which documents the organizations recycling efforts.

Interim Fee Schedule - applicable at County landfills where there are no scales or when scales are inoperable:

Category I: Light trucks or other vehicles with a gross vehicle weight of less than 10,000 pounds: \$33.00 per truck load; \$5.00 for separated recyclable items

Category II: Medium trucks or other vehicles with a gross vehicle weight from 10,000 to 19,000: \$65.00 per truck load; \$8.00 for separated recyclable items

Category III: Large trucks or other vehicles with a gross vehicle weight from 20,000 to 25,999 pounds: \$95.00 per truck load; \$12.00 for separated recyclable items

Category IV: Large trucks or other vehicles with a 20 cubic yard capacity: \$105.00 per truck load; \$13.00 for separated recyclable items

Category V: Large trucks or other vehicles with a 20 cubic yard capacity: \$180.00 per truck load; \$21.00 for separated recyclable items

Category VI: Commercial refuse hauling trucks:

1. Roll off (not compacted) - \$257.00 per truck load; \$31.00 for separated recyclable items
2. Roll off (compact) - \$396.00 per truck load; \$47.00 for separated recyclable items
3. 42 cubic yard front end loader - \$459.00 per truck load; \$54.00 for separated recyclable items
4. 20 cubic yard front end loader - \$218.00 per truck load; \$25.00 for separated recyclable items

COUNTY OF MAUI
REVENUES - RATES, FEES AND ASSESSMENTS

ACCOUNT NUMBER	REVENUE SOURCE	RATE, FEE OR ASSESSMENT	HRS NUMBER	COUNTY CODE	ORDINANCE NUMBER
-------------------	----------------	-------------------------	---------------	----------------	---------------------

SOLID WASTE FUND (CONT'D)

CHARGES FOR CURRENT SERVICES (CONT'D):

3429	Fees - Refuse Disposal (cont'd)	<u>Categories I through VI:</u> Half-truck loads shall be charged one-half the appropriate truck load items <u>Category VII:</u> Residential refuse hauling light trucks or other vehicles with a gross vehicle weight of less than 10,000 pounds: no charge			
3431	Fees - Refuse Collection	\$12 per refuse collection unit per month where once or twice-a-week service is provided Each alternate refuse placement location deemed a refuse collection unit and authorized by the director shall not be subject to the refuse collection fee. \$100 per replaced lost or damaged 95 gallon refuse cart.		8.04.060 8.04.030	
3433	Interest - Delinquent Refuse charges	1% per month or portion of the month that charges are delinquent		8.04.050	
3432	Fees - Recycling Surcharge	Tipping fee surcharge of \$4.00 per ton		8.040.050	

COUNTY OF MAUI
REVENUES - RATES, FEES AND ASSESSMENTS

ACCOUNT NUMBER	REVENUE SOURCE	RATE, FEE OR ASSESSMENT	HRS NUMBER	COUNTY CODE	ORDINANCE NUMBER
----------------	----------------	-------------------------	------------	-------------	------------------

LIQUOR FUND

<u>BUSINESS LICENSES & PERMITS:</u>					
3201	Fees - Liquor License Application	\$50 filing fee for initial issuance or transfer of license.	281-17	Rules of the Liquor Commission	
3202	License - Manufacture and Sale of Liquor	The basic fees for licenses of the several classes and kinds shall be as follows, the same being per annum except where otherwise specified:			

Classes	Kind	Kind	Basic Fee
1. Manufacturers (including rectifiers)	(a)	Beer	\$600
	(b)	Wine	\$600
	(c)	Wine	
		Manufactured from fruits grown in the state	\$300
	(d)	Alcohol	\$200
	(e)	Other liquors	\$640
2. Restaurant	(a)	General	\$600 plus the current percentage fee
	(b)	Beer and Wine	\$300 plus the current percentage fee
	(c)	Beer	\$150 plus the current percentage fee
3. Wholesale	(a)	General	\$2400
	(b)	Beer and Wine	\$1800
	(c)	Alcohol	\$200
4. Retail	(a)	General	\$560 plus the current percentage fee
	(b)	Beer and Wine	\$260 plus the current percentage fee
5. Dispenser	(a)	General	\$600 plus the current percentage fee
	(b)	Beer and Wine	\$300 plus the current percentage fee

COUNTY OF MAUI
REVENUES - RATES, FEES AND ASSESSMENTS

ACCOUNT REVENUE SOURCE	RATE, FEE OR ASSESSMENT	HRS	COUNTY	ORDINANCE
NUMBER		NUMBER	CODE	NUMBER

LIQUOR FUND (CONT'D)

BUSINESS LICENSES & PERMITS (Cont'd):

3202 License - Manufacture and
Sale of Liquor (cont'd)

5. Dispenser	(c) Beer	\$150 plus the current percentage fee
6. Club		\$320 plus the current percentage fee
7. Vessel		\$300 plus the current percentage fee
8. Transient Vessel, per day		\$25
Monthly		\$100
Yearly		\$1,200
9. Tour or Cruise Vessel		\$300 plus the current percentage fee
10. Special, per day	(a) General	\$25
	(b) Beer and Wine	\$15
	(c) Beer	\$10
11. Cabaret		\$1,200 plus the current percentage fee
12. Hotel		\$1,200 plus the current percentage fee
13. Caterer, per day		\$25 plus the current percentage fee
14. Brewpub		\$1,000 plus the current percentage fee
15. Temporary License		\$200 * for initial of 120 days or any part of initial period \$100 *for one additional 60-day renewal

COUNTY OF MAUI
REVENUES - RATES, FEES AND ASSESSMENTS

ACCOUNT NUMBER	REVENUE SOURCE	RATE, FEE OR ASSESSMENT	HRS NUMBER	COUNTY CODE	ORDINANCE NUMBER
-------------------	----------------	-------------------------	---------------	----------------	---------------------

LIQUOR FUND (CONT'D)

BUSINESS LICENSES & PERMITS (CONT'D):

3203	Fees - Permit to Act as Authorized Agent	Solicitor's and Representative's permit for July 1 to June 30 license year: \$1,800 - General \$1,200 - Beer and Wine \$200 - Alcohol			
3204	Fee - Permit Importation of Liquor	\$5 permit fee			
3205	Fees - Others	Duplicate License	\$10 plus cost for postage handling		
		Certificate examination, Certificate for registration of employee approved by the Director, minor, employee of class 5, category D, or any duplicate thereof	\$10 plus any cost incurred for postage and handling		
3205	Fees - Others (cont'd)	Permit to purchase alcohol for non- beverage purposes	\$50 per year or fraction thereof		

Any license who fails to pay any penalty ordered by the board for the violation of the liquor laws of the state or of the rules of the commission by the due date shall be assessed a late charge of five percent per month on the balance due until such fees are paid in full. The five percent late charge shall be a flat fee (not be prorated) that will be charged for any portion of the month payment is due.

3206	Percentage Fee	The percentage fee for each current fiscal year shall be based upon the following formula, which shall establish the percentage to be applied to the gross sales or four times the total amount of liquor purchased of each licensee: EE-BF-C/EGS = Percentage EE = Estimated Expenditure (current fiscal year) BF = Basic Fees (current fiscal year) C = Carryover savings (prior fiscal year) in excess of twenty percent as provided in section 281-17.5, Hawaii revised Statutes EGS = Estimated gross sales (prior fiscal year)			
------	----------------	---	--	--	--

Any licensee who fails to pay the percentage fee by the due date shall be assessed a late charge of five percent per month on the balance due until such fees are paid in full. The five percent late charge shall be a flat fee (not be prorated) that will be charged for any portion of the month payment is due.

ACCOUNT NUMBER	REVENUE SOURCE	RATE, FEE OR ASSESSMENT	FRS NUMBER	COUNTY CODE	ORDINANCE NUMBER
----------------	----------------	-------------------------	------------	-------------	------------------

3460	Green Fees -Golfing		
	Daily rates - weekdays:	13.16.030	
	\$ 8 for residents with Resident Card		
	\$ 3 for retirees with Resident Card		
	\$20 for non-Maui County residents with Hawaii Driver License or Hawaii State Identification Card		
	\$40 for non-residents		
	Daily rates - weekend and holidays:		
	\$ 8 for residents with Resident Card		
	\$ 5 for retirees with Resident Card		
	\$25 for non-Maui County residents with Hawaii Driver License or Hawaii State Identification Card		
	\$45 for non-residents		
	Monthly rates:		
	\$ 8 for students of State of Hawaii through age 18		
	Lost/Replacement Card Fee	2.64.040	732
	\$5		1206

COUNTY OF MAUI
REVENUES - RATES, FEES AND ASSESSMENTS

ACCOUNT REVENUE SOURCE NUMBER	RATE, FEE OR ASSESSMENT	HRS NUMBER	COUNTY CODE	ORDINANCE NUMBER
----------------------------------	-------------------------	---------------	----------------	---------------------

BIKEWAY FUND

LICENSES & PERMITS:

	Licenses - Bicycle and Moped	\$15 permanent registration fee and \$5 transfer fee	249-14	
			Act 188 (1999)	
3245	- Maui			
3246	- Molokai			
3247	- Lanai			

COUNTY OF MAUI
REVENUES - RATES, FEES AND ASSESSMENTS

ACCOUNT REVENUE SOURCE NUMBER	RATE, FEE OR ASSESSMENT	HRS NUMBER	COUNTY CODE	ORDINANCE NUMBER
----------------------------------	-------------------------	---------------	----------------	---------------------

WATER FUND

CHARGES FOR CURRENT SERVICES:

3475	Water Service Rates - General Water Consumers	Water service charges to general water consumers: <div style="display: flex; justify-content: space-between;"> 0 - 10,000 Gallons Per Gallon \$1.42 </div> <div style="display: flex; justify-content: space-between;"> 10,001 - 25,000 Gallons \$2.16 </div> <div style="display: flex; justify-content: space-between;"> Over 25,000 Gallons \$2.54 </div> In addition to the above water service charges, there is a monthly service charge by meter size: <div style="display: flex; justify-content: space-between;"> <div> <u>Size of Meter</u> 5/8 inch (02) 3/4 inch (03) 1 inch (04) 1 1/2 inch (06) 2 inch (07) 3 inch (09) 4 inch (12) 6 inch (15) 8 inch (128) </div> <div> <u>Per Meter/Month</u> \$6.50 \$8.50 \$14.00 \$27.00 \$37.00 \$74.00 \$138.00 \$245.00 \$375.00 </div> </div>	54-33	16-7-4
3475	Temporary Meter Charges	The meter service charge for all temporary meters shall be equal to the charge for 3-inch meter. In addition, there shall be an installation and conservation meters. The installation charge shall be based on the cost of installation and will be determined case by case. The conservation charge shall be 1.5 times the "general" water service rate.	54-33	16-7-7
3477	Water Service Rates - Agricultural Consumers	Agriculture and non-potable water service charges to Agricultural Consumers: <div style="display: flex; justify-content: space-between;"> Ag rates over 25,000 Gallons Per Gallon \$0.80 </div> <div style="display: flex; justify-content: space-between;"> Non-potable Ag rates over 0 gallons \$0.80 </div> In addition to the above water service charges, there is a monthly service charges by meter size: <div style="display: flex; justify-content: space-between;"> <div> <u>Size of Meter</u> 5/8 inch (02) 3/4 inch (03) 1 inch (04) 1 1/2 inch (06) 2 inch (07) 3 inch (09) 4 inch (12) 6 inch (15) 8 inch (18) </div> <div> <u>Per Meter/Month</u> \$6.50 \$8.50 \$14.00 \$27.00 \$37.00 \$74.00 \$138.00 \$245.00 \$375.00 </div> </div>	54-33	16-7-4
3480	Fire Water Service Rates	<div style="display: flex; justify-content: space-between;"> Hydrants (per hydrant) Per Month \$3.50 </div> <div style="display: flex; justify-content: space-between;"> Standpipes (per standpipe) \$2.00 </div> <div style="display: flex; justify-content: space-between;"> Private fire systems (per inch diameter feeder main) \$2.75 </div> Water service usage as measured by detector check meters in private fire systems shall be billed at 35 times the meter reading.	54-33	16-7-6

COUNTY OF MAUI
REVENUES - RATES, FEES AND ASSESSMENTS

ACCOUNT NUMBER	REVENUE SOURCE	RATE, FEE OR ASSESSMENT	HRS NUMBER	COUNTY CODE	ORDINANCE NUMBER
-------------------	----------------	-------------------------	---------------	----------------	---------------------

WATER FUND (CONT'D)

CHARGES FOR CURRENT SERVICES (CONT'D):

3480	Fire Water Service Rates (Cont'd)	Water service usage as measured by fire meters reading the full flow shall be billed at 1.5 times the total reading. If water usage can be shown to result from a fire, there shall be no charge other than the private fire system charge.			
			<u>Flat Rate Charges</u>		
3481	Restoration Charge	Restoration of Water Service (if after 12 noon)	\$100	54-33	3-11
	Installation Charges	New Installation of 5/8" meter: Existing cast iron box & fittings	\$75	54-33	3-5
		New installation of 3/4" and 1" meters Existing cast iron box & fittings	\$135		
		Flat charge applies only on installations requested by consumers at locations with existing service lateral.			
		Temporary construction meter installations are subject to the "Application and Agreement of Terms & Conditions for a Permit to use a Fire Hydrant or Standpipe for a Temporary Meter	\$405		
		Charges Billed on Actual Cost All jobs will require cash Deposit and upon completion, the customer will be billed or refunded the difference between the deposit and actual cost to do the job.			
		All Meter upgrades, Reinstallations, and relocations (minimum charge-\$135.00)	\$400		
		Installation of greater than 1" permanent meters (Minimum charge-\$135.00)	\$400		
		Installation of service lateral (1" or 1 1/4") requiring tapping the mainline:			
		Same side road	\$1,000		
		Opposite side of road	\$1,500		
		Paving costs	\$1,500		
		Corporation Tap - Wet tap existing waterline with corporation stop	\$300		
		Tap-in - Wet tap existing waterline with tapping sleeve and gate valve (Tap sizes 4, 6, 8, 12 inch)	\$550	54-33	3-5
		Tie-in Removal of plug or cap from existing waterline and connect new waterline:			
		Sizes: 4", 6", 8"	\$550		
		Sizes: 12" and over	\$700		

COUNTY OF MAUI
REVENUES - RATES, FEES AND ASSESSMENTS

ACCOUNT REVENUE SOURCE NUMBER	RATE, FEE OR ASSESSMENT	HRS NUMBER	COUNTY CODE	ORDINANCE NUMBER
----------------------------------	-------------------------	---------------	----------------	---------------------

WATER FUND (CONT'D)

CHARGES FOR CURRENT SERVICES (CONT'D):

Installation Charges
(cont'd)

Cut-in Installation of fitting and/or
valve in existing waterline:

Sizes:	4", 6", 8"	\$850
	Using A/C pipe	\$1,250
Sizes:	12" and over	\$1,250
	Using A/C pipe	\$1,700
Overtime Work		\$700

The contractor shall furnish all fittings, pipes, and valves as well as all excavation, back fill work and reaction blocks for connections. The contractor shall have equipment and equipment operator at the job site to lower pipe, fittings, valves or tapping machine into the trench. A higher deposit may be required for complex connections at hazardous conditions.

Materials will be charged from Stores Inventory Price list plus 20% warehouse Expense.

Equipment will be charged at per hour rate schedule from Equipment Charges effective August 2, 2002.

Equipment will be charged at per hour rate schedule from Equipment Charges effective August 2, 2002.

In addition to these charges, labor cost and other incidental supplies shall be computed and billed to the customer upon job completion and shall be based on actual labor time, rate and cost of incidental supplies.

See Attachment B-5.

3485 Sewer Billing Services

Sewer billing and collections per cost
per month \$33,230

Processing fee from the Honolulu
Board of Water Supply (HBWS)
Postage
Material Cost
Labor Cost
Overhead Cost

3482 Service Fee for
Dishonored Check

\$25 54-33 3-7

3797 Water System Development
Fees

Meter Size	Fee	54-33	16-108-3
5/8 inch	\$6,030.00		
3/4 inch	\$8,442.00		
1 inch	\$15,678.00		
1 1/2 inch	\$34,974.00		
2 inch	\$61,506.00		
3 inch	\$138,690.00		
4 inch	\$247,230.00		
6 inch	\$555,966.00		
8 inch	\$987,714.00		
10 inch	\$1,543,680.00		
12 inch	\$2,222,658.00		

COUNTY OF MAUI
REVENUES - RATES, FEES AND ASSESSMENTS

ACCOUNT REVENUE SOURCE NUMBER	RATE, FEE OR ASSESSMENT	HRS NUMBER	COUNTY CODE	ORDINANCE NUMBER
----------------------------------	-------------------------	---------------	----------------	---------------------

SPECIAL REVENUE/TRUST AND AGENCY

MISCELLANEOUS

Park Assessment

The director of parks and recreation shall require each sub divider, as a condition of approval of a subdivision, to:

18.16.320

1. provide land in perpetuity or shall dedicate land for park and playground purposes; or

2. pay the County a sum of money; or

3. provide an improvement to a park in the community plan area; or

4. provide an equivalent combination thereof, pursuant to subsection C of Section 18.16.320, Maui County Code.

The land provided or dedicated shall have an area of five hundred square feet for each lot or unit, in excess of three, resulting from the subdivision.

In lieu of providing land in perpetuity or dedicating land, the director of parks and recreation shall require the sub divider to:

1. Pay to the County a sum of money equal to the number of square feet that would have been required by section 18.16.320.b.2.c multiplied by the average of the following values, determined at subdivision approval, in accordance with the most recent certified assessment for real property tax purposes in the respective community plan area where the subdivision is located:

a. The average value per square foot of lands classified as improved residential;

b. The average value per square foot of lands classified as unimproved residential; and

c. The average value per square foot of lands classified as apartment.

2. Combine the payment of money with land to be provided or dedicated, on the basis of five hundred square feet per each lot or unit, in excess of three, resulting from the subdivision; or

3. Combine the payment of money to parks and playgrounds in the community plan area where the subdivision is located. The value of such improvements shall be at least equal to the sum of money required to be paid pursuant to this section. The estimate for the cost of the improvements provided shall be based upon cost estimates certified by an engineer licensed to practice in the State of Hawaii. For subdivisions which qualify as affordable housing projects, this park assessment fee shall be deferred for either one year from the date of final subdivision approval or until fifty percent of the dwelling units of the affordable housing project are sold or rented, whichever occurs first.

COUNTY OF MAUI
REVENUES - RATES, FEES AND ASSESSMENTS

ACCOUNT NUMBER	REVENUE SOURCE	RATE, FEE OR ASSESSMENT	HRS NUMBER	COUNTY CODE	ORDINANCE NUMBER
<u>SPECIAL REVENUE/TRUST AND AGENCY (CONT'D)</u>					
<u>MISCELLANEOUS (CONT'D)</u>					
Board of Code Appeals	Exceptions - \$300 Filing Fee Appeals - \$300 Filing Fee			16.26.105(e)	
Building Permit Plan Review Fee	Plan review fees shall be 25 percent of the building permit fee. The building official may authorize an expedited plan review process. When the building official issues building permit where a plan review is waived, the applicant shall pay fifty percent of the Building permit fee as the plan review fee.			16.26.107.3	
	If requested in writing by the permittee, the building official may authorize refunding 50 percent of the plan review fee paid when an application for a permit for which a plan review fee has been paid is withdrawn or canceled before any review of plans is initiated.			16.26.107.6	
	Design Registration Fee - \$300 Design Plan Review Fee - \$50			16.26.106.3.4.3(b) 16.26.106.3.4.3(g)	
Subdivision Construction Plan Review Fees	Review Fees: \$50 per lot			18.24.010(d)	
Kihel Regional Wastewater Treatment System - Facility Expansion Assessment Fee	Applicants for building permits to construct developments - \$4.65 per gallon of project flow			14.34.060	
Kihel Regional Wastewater Treatment System - Collection/ Transmission System Project Assessment Fee	Component cost times quotient of project flow divided by total number of gallons			14.34.070	
Wailuku-Kahului Regional Wastewater Treatment System - Facility Expansion/ System Upgrade Assessment	Applicants for building permits to construct developments - \$4.57 per gallon of project flow			14.35.060	
Fines, Infractions of Liquor Laws and Rules and Regulations	The amount of penalty assessed and collected by the Commission from any license for any particular offense shall not exceed the sum of \$2,000.		281-91		
Plan Review Fee (Fire)	12.5 percent of the building permit fee. Where plans are incomplete or are changed so as to require additional plan review, an additional plan review fee shall be charged at the rate of \$30 per hour.			Chapter 16.04A	
Highway Beautification	\$1 for each new and duplicate certificate of registration issued by Director of Finance for U- drive motor vehicles. \$5 for each new and duplicate certificate of registration issued by Director of Finance for all other motor vehicles		286-51(b)	3.25.030	

PUBLIC RECORD REPRODUCTION CHARGES

A. Charges for extracts and certified copies of public records. Except as otherwise provided, a copy or extract of any public document or record which is open to inspection of the public shall be furnished to any person applying for the same by the public officer having custody or control thereof pursuant to the following schedule of fees:

1. Duplicated copy of any record (by duplicating machines, including, but not limited to, microfilm printer, Thermofax, Verifax, Xerox, etc.): for each page or copy thereof \$0.25
2. Abstract of information from public record:
 - First page \$1.00
 - Each additional page \$0.50
3. Ordinances and resolutions:
 - 1-20 pages \$1.00
 - 21-50 pages \$2.00
 - 51-100 pages \$5.00
 - 101-250 pages \$8.00
 - 251-500 pages \$20.00
 - 501 and over pages \$30.00
4. Typewritten copy of any record: per 100 words or fraction thereof \$1.00
5. Copy of map, plan, diagram:
 - Sheet sizes of 8-1/2" x 13" to 10" x 15" \$0.50
 - Sheet sizes over 10" x 15" to 22" x 36" 1.00
 - Larger than 22" x 36" size; per square foot or fraction thereof: \$0.50
6. Photograph: For use of negative only \$1.00
7. County clerk's certificate of voter registration: \$1.50
8. Voter registration lists (in printed forms as may be available):
 - Each precinct 500 and over \$1.00
 - Each precinct 499 and less \$0.50
 - Each state representative district of the county \$12.00
9. Certified statement attesting to veracity of information obtained from public records: per 100 words of statement or fraction thereof: \$1.00
10. Certification by public officer or employee as to correctness (or in attestation that document is a true copy) of any document, including maps, plans and diagrams: Per page \$0.50

B. Charges for Publications.

1. Charges for publications, including the Maui County Code and supplements thereto shall be based on cost, including reproduction costs, mailing and other handling charges attributable to making the publication available to the public.
2. "Publications" refers to copies of documents which are reproduced on a volume basis for general distribution and includes but is not limited to such items as ordinances, engineering and construction standards, directories, manuals and handbooks. Publications shall not apply to resolutions or bills pending final adoption or enactment into ordinance by the council.

C. Voter Registration List. Each political party shall be furnished one set of the voter registration list of the county. Upon request, each candidate who has filed for a public elective office shall be furnished, without charge, one set of the voter registration list of the county; provided, that such list is available for distribution.

Chapter 13.04

RECREATIONAL AREA REGULATIONS

Sections:

- Article I. General Provisions
- 13.04.010 Applicability and scope.
- 13.04.020 Definitions.
- 13.04.030 County co-sponsored activity.
- Article II. Prohibitions
- 13.04.040 General prohibitions applicable to all parks and recreation facilities.
- 13.04.045 Alcohol prohibition for Keōpūolani Park.
- 13.04.046 Alcohol prohibitions for Kamehameha Iki Park and Malu'ulu'olele Park in Lahaina.
- Article III. Operating Policy
- 13.04.050 Hours.
- 13.04.060 Closed areas.
- Article IV. Permits and Fees
- 13.04.070 Priority of use.
- 13.04.080 Fees and deposits.
- 13.04.090 Schedule of fees and deposits.
- 13.04.100 Permit procedure for type II, type II(CC), type II(R), type III, type IV, and type V activities.
- 13.04.110 Liability of permittee.
- 13.04.120 Denial and revocation of permits.
- 13.04.125 Appeals.
- 13.04.130 Duration of use.
- 13.04.140 Rental of department equipment.
- 13.04.150 Refreshment concession.
- Article V. Camping
- 13.04.160 Camping areas.
- 13.04.170 Permits.
- 13.04.180 Fees.
- 13.04.190 Curfew.
- Article VI. Tennis Courts
- 13.04.200 Use.
- 13.04.210 Teaching, lessons and instructions.
- Article VII. Rules and Regulations of the Department
- 13.04.220 Promulgation.

Article VIII. Penalties

13.04.230 Penalties.

Article IX. Disorderly Conduct Committed in a Park or Recreational Facility

13.04.240 Disorderly conduct.

Article X. Commercial Ocean Recreational Activity

- 13.04.250 Applicability.
- 13.04.251 Definitions.
- 13.04.255 Purpose.
- 13.04.256 Prohibitions.
- 13.04.260 Permit requirement—Additional regulation.
- 13.04.270 Permit application—Issuance—Denial—Appeal.
- 13.04.280 Permit conditions.
- 13.04.290 Permit term—Suspension—Revocation.
- 13.04.300 Nontransferability.
- 13.04.310 Inspection of permit.
- 13.04.320 Ocean recreational activity fund.

Article I. General Provisions

13.04.010 Applicability and scope.

A. Except as otherwise provided for in chapters 13.16 and 13.20, this chapter shall apply to all park and recreational facilities within the County of Maui.

B. If any provision of this chapter conflicts with any other ordinance or statute, the stricter provision shall govern.

C. If any section, sentence, clause, or phrase of this chapter, or its application to any person, is for reason held to be invalid or unconstitutional by a court of competent jurisdiction, the remaining portions of this chapter, or the application of this chapter to other persons shall not be affected. (Ord. 1256 § 2 (part), 1982)

13.04.020 Definitions.

For the purpose of these regulations, certain phrases and words are defined as follows:

"Business" means any enterprise or establishment, including but not limited to, sole proprietorships, joint ventures, partnerships, corporations, fraternal organizations, clubs, unorganized associations or any other entities, whether for profit or not for profit, and includes all employees of the business.

"Business location" means a permanent, fixed place of business located in the County identifiable by a tax map

key number and street address. A post office box number is not sufficient to identify a fixed place of business.

"Camper" means any person who remains or intends to remain at a park or recreational facility in order to use the facility as overnight accommodations.

"Camping" means the use and occupation of any park or recreational facility whereby one or more persons remain or intend to remain at the particular park or recreational facility in order to use the park or facility as overnight accommodations.

"Consume any intoxicating liquor" means possess any bottle, can or other receptacle containing any intoxicating liquor, as defined in section 281-1, Hawaii Revised Statutes, which has been opened, or a seal broken, or the contents of which have been partially removed, unless such container is kept in the trunk of a vehicle, or kept in such other area of a vehicle not normally occupied by the driver or passenger if the vehicle is not equipped with a trunk, and a utility or glove compartment shall be deemed to be within the area occupied by the driver or passenger.

"County" means the County of Maui, State of Hawaii.

"County co-sponsored activity" means an activity authorized by the director of parks and recreation under section 13.04.030 of this chapter.

"County property" means any real or personal property owned by or under the control of the County or any County agency. County property includes, but is not limited to: equipment and fixtures; streets and highways; parking areas; sidewalks, roadway shoulders, easements, and rights-of-way; recreational facilities and community centers; beach accesses; beach parks; and beaches, from the high water mark or vegetation line to the location where other private or public property rights begin or if a certified shoreline map recorded with the State of Hawaii exists, those areas indicated by the map.

"Department" means the department of parks and recreation of the County of Maui.

"Deposit" means a sum of money placed with the department as security for the use and maintenance of parks and recreational facilities.

"Director" means the director of the department of parks and recreation of the County of Maui or an authorized representative.

"Equipment" means tangible business property except any device or conveyance that requires an operating license or permit from the State of Hawaii division of boating and recreation or from the United States Coast Guard.

"Fees" means monetary charges required by the director pursuant to the provisions herein for the authorized use of parks and recreational facilities.

"Nonprofit entity" means an entity which complies with section 501(c) of the Internal Revenue Code and any other requirements under federal, State and County law regulating the conduct of charitable or nonprofit organizations.

"Ocean recreational activity" means engaging in or providing instruction or guidance regarding the use of equipment in any pursuit that is primarily conducted in or on the ocean, including but not limited to kayaking, snorkeling, scuba diving, surfing, kite surfing, and windsurfing, excluding any pursuit requiring an operator to hold a license or permit from the State of Hawaii division of boating and recreation or the United States Coast Guard. Engaging in and providing instruction or guidance to any patron regarding the use of equipment in the same pursuit shall constitute no more than one ocean recreational activity.

"Park or parks" means a public park, including but not limited to any park, park roadway, parking area, playground, athletic field, beach, beach right-of-way, tennis court, and other recreational areas under the control, management and operation of the department of parks and recreation.

"Permit" means a written authorization signed by the director or an authorized representative allowing the use of parks and recreational facilities.

"Personal mobility device" means a mobility aid belonging to any class of multi-wheeled devices and designed for and used by individuals with disabilities, whether operated manually or by a power supply.

"Recreational facility" means any building or other physical structure, including but not limited to swimming pools, gymnasiums, community centers, pavilions, picnic tables, used for recreational purposes and under the control, management, and operation of the department of parks and recreation.

"Rules" means administrative rules of the department of parks and recreation adopted pursuant to section 13.04.220 that implement, interpret, or prescribe policy, procedure or practice as necessary to carry out this chapter's requirements.

"Type I activity" means an activity organized and conducted by the County of Maui, or any other agency, department or division of the State of Hawaii or its political subdivisions, or by the United States federal government; provided no revenues are generated by the activities of said other agencies, departments or divisions.

"Type II activity" means an activity open to the public and co-sponsored by the County which does not generate revenue by charges or donations for admission to attend the activity or from other revenue-generating sources related to the activity such as registration or participation fees, but

excluding revenues generated from temporary refreshment concessions as defined in section 13.04.150(C).

“Type II(CC) (community class) activity” means an activity open to the public, organized and conducted by an instructor approved by the community class program for the County of Maui department of parks and recreation, which generates revenues by charging for admission to attend the activity.

“Type II(R) activity” means an activity open to the public and co-sponsored by the County which generates revenues by charges or donations for admission to attend the activity or from other revenue-generating sources related to the activity such as registration or participation fees and concessions.

“Type III activity” means an activity organized and sponsored by a person, registered political candidate, political organization, or nonprofit entity which does not generate revenue by charges or donations for admission to attend the activity such as registration or participation fees, but excluding revenues generated from temporary refreshment concessions as defined in section 13.04.150(C). On-going (thirty days or longer) organized youth and adult sport leagues that assess registration or participation fees to their participants or members may qualify under this type III category, provided the director confirms that the fees assessed are solely being used to offset the expenses of operating such leagues such as equipment, insurance, officiating, and park/facility permit fees and expenses.

“Type IV activity” means an activity organized and sponsored by a registered political candidate, political organization, or nonprofit entity which generates revenue by charges or donations for admission to attend the activity or from other revenue-generating sources related to the activity such as registration or participation fees, and concessions.

“Type V activity” means an activity organized and sponsored by a person or entity for the purpose of carrying on a profit-making enterprise.

“Visiting swim team” means a swim team not from the County of Maui. (Ord. 3150 § 2, 2003; Ord. 3143 § 2, 2003; Ord. 3120 § 1, 2003; Ord. 2843 §§ 1—5, 2000; Ord. 2780 §§ 1—5, 1999; Ord. 2441 § 1, 1995; Ord. 1256 § 2 (part), 1982)

13.04.030 County co-sponsored activity.

A. For the purpose of this chapter an activity is deemed to be County co-sponsored where the activity is certified as such by the director of any County department under criteria established by that department.

B. The director shall allow the use of the park and/or recreational activity on the basis of the first written application received, subject to the following conditions:

1. The activity shall not be for more than three consecutive days unless authorized by the director, upon the director’s finding that the additional amount of time is in the public interest. Upon such a finding, the director shall inform the council of the activity, its duration, and the public interest that will be served;

2. That the activity shall be held by or for a nonprofit entity;

3. That the County may provide utilities for the activity if available;

4. Other than the services provided for in section 13.04.030.B.3, the activity does not require the expenditure of County funds and will not require the services of any County employee;

5. That the person or entity conducting the activity shall clean and restore the premises.

C. The director shall, on or before July 15 of each year, provide to the council a list of all County co-sponsored activities that have taken place between July 1 and June 30 of the previous fiscal year. These reports shall also include:

1. The purpose of each event or activity;
2. The reasons for County co-sponsorship;
3. The organization or entity that conducted the activity;
4. The length of time over which the activity took place;
5. The location of the activity. (Ord. 1256 § 2 (part), 1982)

Article II. Prohibitions

13.04.040 General prohibitions applicable to all parks and recreation facilities.

A. Within the limit of any park or within any recreational facility, it is unlawful for any person to:

1. Abandon any vehicle or other personal property or leave any vehicle or other personal property unattended for a period in excess of twenty-four hours;

2. Throw or dispose of any refuse or any waste material except in a receptacle designated for such;

3. Permit any animal, except as hereinafter provided in subsection D of this section, to enter and to remain within the confines of any park area;

4. Destroy, injure, deface, or remove in any manner any public structure, sign, equipment, monument, or device;

5. Discharge firearms, air rifles, or spring guns, except at a range established and regulated for that specific purpose;

6. Defecate or urinate on the grounds or improvements of any park or recreational facility, except in properly functioning toilets or urinals in public restrooms.

B. Except as otherwise authorized by permit, license, lease or concession issued in accordance with the Maui County Code, it is unlawful for any person, within the limits of any park or recreational facility to:

1. Distribute, post or place any commercial handbill or circular, notice or other advertising material;
2. Wash, polish or repair cars or other vehicles;
3. Store, repair, or condition any boat, canoe, raft or other vessel;
4. Park or operate any vehicle on grassed and sand areas with the exception of a personal mobility device;
5. Use or operate loudspeakers;
6. Dance on any gymnasium floor;
7. Engage in archery;
8. Kindle, build, maintain or use any fire other than in a grill or hibachi;
9. Consume any intoxicating liquor, as defined in section 281-1, Hawaii Revised Statutes, while within the boundaries of any park or recreational facility, if any boundary of that park or recreational facility is located within a one-thousand five hundred foot radius of any boundary of any public or private school or preschool, between the hours of six a.m. and five p.m., Mondays through Fridays, except state and County holidays;

10. Consume any intoxicating liquor at any time in any public restroom;

11. Consume any intoxicating liquor between the hours of eleven p.m. and six a.m. in any park or recreational facility, except civic and community centers, provided that this prohibition shall not apply to Molokai.

C. The director may designate, by posting signs, areas where the following activities are not permitted:

1. Throw, cast, roll, catch, kick, or strike any baseball, tennis ball, football, basketball, croquet ball, bowling ball, or golf ball;

2. Ride on roller skates, skate boards, or bicycles.

D. Regulation on Animals.

1. The director is authorized to set aside areas within parks for horse riding, animal shows, and dog obedience classes and trials.

2. Dogs shall be permitted in all parks provided that they shall be on a leash.

E. Regulation on motor vehicles. The director may prohibit or restrict the operation or parking of a motor vehicle within the premises of any park or the premises of a recreational facility.

F. Any other use or activity not provided for under this article may be permitted in accordance with the terms of this chapter and the rules of the department. (Ord. 3150 § 3, 2003; Ord. 2447 § 1, 1995; Ord. 2389 § 1, 1994; Ord. 1256 § 2 (part), 1982)

13.04.045 Alcohol prohibition for Keōpūolani Park.

Except as otherwise authorized by permit, license, lease, or concession issued in accordance with the Maui County Code, it is unlawful for any person to consume any intoxicating liquor, as defined in section 281-1, Hawaii Revised Statutes, while within the boundaries of Keōpūolani Park, provided that this prohibition shall not prohibit the consumption of intoxicating liquor at the Maui arts and cultural center. (Ord. 2683 § 1, 1998)

13.04.046 Alcohol prohibitions for Kamehameha Iki Park and Malu'ulu'olele Park in Lahaina.

Except as otherwise authorized by permit, license, lease or concession issued in accordance with the Maui County Code, it is unlawful for any person to consume any intoxicating liquor, as defined in section 281-1, Hawaii Revised Statutes, while within the boundaries of either Kamehameha Iki Park or Malu'ulu'olele Park. (Ord. 2720 § 1, 1998)

Article III. Operating Policy

13.04.050 Hours.

Unless otherwise ordered by the director, all parks shall be open to the public every day of the year during designated hours as established by the director. The opening and closing hours for each park and recreational facility shall be posted therein. (Ord. 1256 § 2 (part), 1982)

13.04.060 Closed areas.

A. Any park or recreational facility or section thereof may be closed to the public by the director at any time when the director finds such to be reasonably necessary for the protection of the health, safety and welfare of the public.

B. Upon such a finding, the director shall state in writing the reasons for the closing of the park or recreational facility and file such reasons with the council within ten days from the date of the closing. The written statement shall be available in the following alternative formats upon request: large format, braille, audiotape, and simplified language. In addition, the director shall file, upon request of the council, weekly status reports with the council outlining the current status of the problem within the park or recreational facility, any actions taken to minimize those problems, effectiveness of those actions taken and any proposed future actions contemplated to be taken by the director until such time as the park or recreational facility is reopened. (Ord. 3150 § 4, 2003; Ord. 1256 § 2 (part), 1982)

Article IV. Permits and Fees

13.04.070 Priority of use.

If more than one person or organization applies for the use of a park or recreational facility for the same time period and the mutual use by the applicants is incompatible, as determined by the director, priority as to use will be given on the basis of the first written application received by the respective permit office. Applications shall be available in the following alternative formats upon request: large format, braille, audiotape, and simplified language. (Ord. 3150 § 5, 2003; Ord. 1256 § 2 (part), 1982)

13.04.080 Fees and deposits.

A. Fees. Fees shall be charged for the use of parks or recreational facilities by persons or organizations desiring to engage in type II, type II(CC), type II(R), type III, type IV, and type V activities; provided, however, with regard to type III activities, there shall be no charge for the use of parks or recreational facilities by senior citizen organizations, adult-supervised youth organizations, or persons with disabilities organizations. Fees shall be charged in accordance with the fee schedule set forth in section 13.04.090. Such fees shall be paid at the time of the application for the permit and at least sixty days prior to the date of the scheduled activity; provided, however, with regard to type III activities, permit fees may be paid less than sixty days prior to the scheduled activity, but shall be paid at the time of application for the type III permit in cash, bank cashier's check, or money order only.

B. Custodial deposit. A custodial deposit shall be required for use of parks or recreational facilities by persons or organizations desiring to engage in type II, type II(R), type III, type IV, and type V activities. The deposit shall serve as security for the cleaning and repairing of park or recreational facility premises. The custodial deposit may be paid at the time of application for the permit, but shall be paid no later than sixty days prior to the date of the scheduled activity; provided, however, with regard to type III and type IV activities, the custodial deposit shall be paid no later than the last business day prior to the scheduled activity in cash, bank cashier's check, or money order only. Failure to pay the custodial deposit shall result in the immediate cancellation of the permit. Custodial deposits shall be refundable within twenty-one days after the activity, upon determination by the director that the cleaning and restoration of the facilities or park have been satisfactorily performed. Custodial deposits shall be forfeited to the department if restoration is not completed within the time provided for on the permit. If the permit holder does not satisfactorily clean and restore the facility or park, the department shall perform the necessary cleaning and restoration, deduct the cost of the

cleaning and restoration from the deposit and recover by legal means available, any cost in excess of said deposit.

The director shall deny any future permits to permit holders for a period of one year upon the failure on the part of the permit holder to:

1. Satisfactorily clean and restore any park or recreational facility; or
2. Pay any cost in excess of the above-mentioned cleaning deposit.

C. Key deposit. A key deposit as set forth in the annual budget shall be required for the use of recreational facilities by persons or organizations desiring to engage in type II, type II(CC), type II(R), type III, type IV, or type V activities. Key deposits are refundable within twenty-one days after the return of the key to the department. Key deposits will be forfeited to the department in the event that the key is not returned to the department within twenty-four hours after termination of the activity.

D. Cancellation fees. Notice of cancellation shall be given in person, or by returning the permit not less than seven calendar days prior to a scheduled type II or type II(R) activity; if no notice is given, there shall be a cancellation fee charged equal to one-half of the custodial deposit. Notice of cancellation shall be given in person, or by returning the permit not less than fourteen calendar days prior to a scheduled type III activity; if no notice is given, there shall be a cancellation fee charged equal to one-half of the custodial deposit. Notice of cancellation shall be given in person, or by returning the permit not less than twenty-one days prior to a scheduled type IV activity; if no notice is given, there shall be a cancellation fee charged equal to one-half of the custodial deposit. Notice of cancellation shall be given in person, or by returning the permit not less than thirty days prior to a scheduled type V activity; if no notice is given, there shall be a cancellation fee charged equal to the full amount of the custodial deposit. (Ord. 3150 § 6, 2003; Ord. 3120 § 2, 2003; Ord. 2969 § 1, 2001; Ord. 2889 §§ 1, 2, 2000; Ord. 2843 § 6, 2000; Ord. 2780 § 6, 1999; Ord. 1812 § 1, 1989; Ord. 1776 § 1, 1988; Ord. 1256 § 2 (part), 1982)

13.04.090 Schedule of fees and deposits.

The director shall require the payment of fees and deposits for type II, type II(CC), type II(R), type III, type IV, type V activities, and visiting swim teams, as set forth in the annual budget. (Ord. 3120 § 3, 2003; Ord. 2843 § 7, 2000; Ord. 2780 § 7, 1999; Ord. 2365 § 1, 1994; Ord. 1812 § 2, 1989; Ord. 1256 § 2 (part), 1982)

13.04.100 Permit procedure for type II, type II(CC), type II(R), type III, type IV, and type V activities.

A. Application. Any person, entity, or organization seeking issuance of a permit for type II, type II(CC), type II(R), type III, type IV, or type V activities shall file a written application with the department. Applications shall be available in the following alternative formats upon request: large format, braille, audiotape, and simplified language. The application shall include the following:

1. Name and address of the person or entity applying for the permit and the name and address of any responsible agent for the applicant;
2. Name and address of the person or organization sponsoring the activity;
3. The nature of the activity to be engaged in by the person or organization;
4. The day and hours for which the permit is requested;
5. The park or recreational facility or portion thereof for which the permit is requested;
6. An estimate of the anticipated attendance;
7. Certification of payment in full of all required fees and deposits;
8. Any other information which the director may require in making the determination as to whether the permit should be granted.

B. Responsibilities of the applicant. Any applicant granted a permit for type II, type II(CC), type II(R), type III, type IV, or type V activities shall:

1. Obtain the necessary permits required by state and other County agencies;
2. Secure necessary utility services not provided by the department;
3. Hire personnel deemed necessary by the director for the safety and welfare of the general public;
4. Perform any services deemed necessary by the director to accommodate the planned activity;
5. Perform or cause to be performed daily custodial services while the permit is effective and a cleaning and restoration after the use of the park or recreational facility;
6. File, if required by the director, a tax clearance statement with the State of Hawaii and the director within forty-eight hours after the expiration of the permit.

C. Any applicant granted a permit for a type V activity shall file a gross income statement with the tax collector of the state within forty-eight hours after the close of the final performance of the event and shall submit a copy of such statement to the director. (Ord. 3150 § 7, 2003; Ord. 3120 § 4, 2003; Ord. 2843 § 8, 2000; Ord. 1256 § 2 (part), 1982)

13.04.110 Liability of permittee.

A. Any person or organization who has been issued a permit for a type II, type II(CC), type II(R), type III, type IV or type V activity shall be required to execute an indemnity agreement with the County of Maui providing that it shall defend, indemnify, and hold harmless the County, its officers, agents, and employees for any liability, damage, loss, or injury to any person or property which arises from the negligent, wrongful, unlawful conduct by the permittee in the use of the County park or recreational facility for which the permit has been issued.

B. The director shall require persons and organizations desiring to engage in type V activities to secure general liability, property damage and other insurance, in amounts and kinds established by the director of finance. The director may require general liability, property damage and other insurance coverage for activities other than type V activities in the director's discretion, based on a review of risks inherent to such activities. All insurance shall include the County as an additional insured on such policies. (Ord. 3120 § 5, 2003; Ord. 1256 § 2 (part), 1982)

13.04.120 Denial and revocation of permits.

A. Denial. The director shall have the authority to deny the issuance of a permit upon the determination that an applicant, in previously using any park facility has:

1. Operated or used the park facility in an illegal or disorderly manner;
2. Allowed or created a dangerous or intolerable situation to occur; or
3. Violated any applicable federal, State or County laws or regulations, including but not limited to, the prohibitions listed in subsections 13.04.040, A and B.

B. Revocation. The director shall have the authority to revoke an issued permit upon the determination that the permit holder, in using the park facility, will:

1. Operate or use the park facility in an illegal or disorderly manner;
2. Allow or create a dangerous or intolerable situation to occur; or
3. Violate any applicable federal, State or County laws or regulations, including but not limited to, the prohibitions listed in subsections 13.04.040, A and B. (Ord. 3021 § 1 (part), 2001; Ord. 1256 § 2 (part), 1982)

13.04.125 Appeals.

Any person aggrieved by a decision or order of the director may file an appeal with the board of variances and appeals pursuant to chapter 19.520, Maui County Code, and the rules of practice and procedure as adopted by the board of variances and appeals.

A. Procedure. Pursuant to the board of variances and appeals' rules, a contested case hearing shall be held on the appeal. The department, through the director shall be a party to the proceedings.

B. Standard of appeal. The board of variances and appeals may affirm, reverse, or modify, in whole or in part, any decision or order of the director under appeal, provided the board of variances and appeals finds the decision or order is:

1. Based on a clearly erroneous finding of material fact or erroneous application of the law; or
2. Arbitrary or capricious in its application; or
3. A clearly unwarranted abuse of discretion; and
4. A reversal or modification of the decision or order will not jeopardize life, limb, or property. (Ord. 3021 § 2 (part), 2001)

13.04.130 Duration of use.

A. A use permit for type II, type II(CC), type II(R), type III and type IV activities at any park or recreational facility shall not be given to any person or organization for more than three consecutive days, unless otherwise authorized by the director, upon the director's finding that the additional amount of time is in the public interest. Upon such a finding, the director shall inform the council of the activity, its duration, and the public interest it will serve.

B. A use permit for type V activities at any park or recreational facility shall not be given to any person or organization for more than three consecutive days unless otherwise authorized by council resolution. (Ord. 3120 § 6, 2003; Ord. 1256 § 2 (part), 1982)

13.04.140 Rental of department equipment.

A. Subject to availability:

1. County platforms may be rented to any person or organization engaged in type III, type IV, or type V activities at a daily rate of \$10 per platform.

2. Bleachers may be rented to any person or organization engaged in type III, type IV, or type V activities at a daily rate of \$25 per bleacher section.

3. Picnic tables may be used by any person or organization engaged in type III, type IV, or type V activities without charge, provided a security deposit per day per table as set forth in this subsection is received by the department prior to the release of such table(s):

- (a) \$5 for type III activity;
- (b) \$10 for type IV activity;
- (c) \$15 for type V activity.

The deposit shall be refundable upon determination by the director that the table(s) has been returned in a clean and satisfactory condition, ordinary wear and tear excepted. The deposit will be forfeited to the department for the repair,

restoration, or replacement of any returned table(s) determined by the director to be damaged or otherwise not in satisfactory condition. Transportation of any rented equipment or picnic tables, if necessary, shall be the responsibility of the person, entity, or organization requesting the rental or use of the equipment or tables.

B. The department may, at the director's determination, assign temporarily at no cost, its public address system to governmental agencies.

C. Any damage to loaned equipment shall be paid for by the person or entity using the equipment in an amount equal to replacement cost as identified by the director. (Ord. 2843 § 9, 2000; Ord. 1256 § 2 (part), 1982)

13.04.150 Refreshment concession.

Refreshment concessions in the County parks shall be administered by the director of finance as follows:

A. The director of finance shall designate buildings within the County parks and recreational areas that are suitable for permanent refreshment concession facilities.

B. Permanent refreshment concession facilities shall be administered in accordance with chapter 3.40.

C. Temporary refreshment concessions may be permitted by the director of finance in buildings and on areas in the County parks that are not designated as permanent refreshments concession facilities under the following conditions:

1. The temporary refreshment concession for any type II, type II(CC), type II(R), type III, type IV, or type V activity shall be without charge to the person or organization who has been granted a permit by the director of parks and recreation to engage in the type II, type II(CC), type II(R), type III, type IV, or type V activity.

2. If the type II, type II(CC), type II(R), type III, type IV, or type V permittee declines to operate the temporary refreshment concession, the director of finance may, at his discretion, grant the concession at any school, church, or other nonprofit entity which is on a temporary refreshment concession list.

3. Nonprofit entities, schools, or churches requesting permission to operate a temporary refreshment concession shall file a written application with the director of finance, together with proof of nonprofit status. Applications shall be available in the following alternative formats upon request: large format, braille, audiotape, and simplified language. The director of finance shall maintain a list of all entities which qualify to operate the temporary refreshment concession stand and award the concession to such organizations in chronological order as to time of filing and acceptance of the application as certified by the director of finance.

4. The director of finance may place conditions upon the granting of a concession under this section. (Ord. 3150 § 8, 2003; Ord. 3120 § 7, 2003; Ord. 2843 § 10, 2000; Ord. 1256 § 2 (part), 1982)

Article V. Camping

13.04.160 Camping areas.

A. Camping shall be permitted in the following parks, subject to the provisions of this chapter:

1. One Alii Beach Park — Molokai;
2. Papohaku Beach Park — Molokai;
3. Kanaha Beach Park — Kahului, Maui;
4. Papalaua Wayside Park — Lahaina, Maui.

B. Except as otherwise provided for, camping shall be restricted to specific camping areas designated and posted for such purpose by the director in the parks listed in subsection A of this section. The director may permit nonprofit organizations or groups to camp in the parks listed in subsection A of this section, or in any other park, for special events. The director may curtail or prohibit camping at any park or withdraw any permit issued if the director determines that the camping is or would be detrimental to the public health, safety, and welfare, or in violation of law. (Ord. 3032 § 1, 2002; Ord. 2969 § 2, 2001; Ord. 2430 § 1, 1995; Ord. 1461 § 1, 1985; Ord. 1256 § 2 (part), 1982)

13.04.170 Permits.

A. Applicants for camping permits shall be eighteen years of age or older.

B. Any person or organization desiring to camp at a park shall first obtain a camping permit from the director by applying for same in person or in writing to the Department of Parks and Recreation, County of Maui, War Memorial Gym, Wailuku, Maui, Hawaii 96793.

C. Permits shall be limited to a maximum of three consecutive days for each camping site.

D. Any person or organization shall have in its possession a copy of the permit. (Ord. 1256 § 2 (part), 1982)

13.04.180 Fees.

A. Any person or organization applying for a camping permit shall at the time of application provide the following fees to the director:

1. Adults (eighteen years of age and older), \$3 per day;
2. Children (under eighteen years of age), fifty cents per day. (Ord. 1256 § 2 (part), 1982)

13.04.190 Curfew.

Only persons camping pursuant to duly issued camping permits shall enter or remain in camping areas within county parks between twelve midnight and six a.m. (Ord. 1256 § 2 (part), 1982)

Article VI. Tennis Courts

13.04.200 Use.

Tennis courts shall be open to the public on a first-come-first-served basis except when there is scheduled a tournament or lesson. (Ord. 1256 § 2 (part), 1982)

13.04.210 Teaching, lessons and instructions.

No person shall schedule use of tennis facilities to give lessons unless such lessons are type II activity. (Ord. 1256 § 2 (part), 1982)

Article VII. Rules and Regulations of the Department

13.04.220 Promulgation.

The director may promulgate such rules and regulations pursuant to the Hawaii Administrative Procedures Act to implement any of the provisions of this chapter. (Ord. 1256 § 2 (part), 1982)

Article VIII. Penalties

13.04.230 Penalties.

Any person violating any provision of this chapter, shall, upon conviction, be subject to a fine up to \$500. (Ord. 1256 § 2 (part), 1982)

Article IX. Disorderly Conduct Committed in a Park or Recreational Facility

13.04.240 Disorderly conduct.

Any police officer responding to a complaint of disorderly conduct as defined by Hawaii Revised Statutes, section 711-1101, may take the following course of action where the officer has reasonable grounds to believe that an individual has committed the offense of disorderly conduct within the limits of any park or recreational facility within the County of Maui.

A. Where the police officer has reasonable grounds to believe that there has been a recent act of disorderly conduct by an individual, regardless of whether the act of disorderly conduct occurred in the officer's presence, the police officer may make reasonable inquiry of any individual whom the

officer reasonably suspects is the subject of the complaint and other witnesses as there may be;

B. Where the police officer has reasonable grounds to believe that the disorderly conduct may continue, the police officer may lawfully order the person to leave the park or recreational facility for a cooling off period of up to twelve hours; and

C. All persons who are ordered to leave as stated above shall be given a written warning citation stating the date, time, and location of the warning and stating the penalties for violating the warning. Warnings shall be available in the following alternative formats upon request: large format, braille, audiotape, and simplified language. A copy of the warning citation shall be retained by the police officer and attached to a written report which shall be submitted in all cases; and

D. If the person so ordered refuses to comply with the order to leave the premises or returns to the premises before the expiration of the cooling off period, the person shall be placed under arrest for the purpose of preventing further physical inconvenience or alarm by a member or members of the public.

E. Refusal to comply with the lawful order of a police officer under subsection B of this section is a misdemeanor.

F. Any police officer who arrests a person pursuant to this section shall not be subject to any civil or criminal liability; provided that the police officer acts in good faith, upon reasonable belief, and does not exercise unreasonable force in effecting the arrest.

G. This section shall not operate as a bar against prosecution under any other section of the Penal Code of the Hawaii Revised Statutes. (Ord. 3150 § 9, 2003; Ord. 2692 § 2, 1998)

Article X. Commercial Ocean Recreational Activity*

* Editor's Note: The effective date of chapter 13.04, Article X, has been extended until June 30, 2005, by Ordinance 3198.

13.04.250 Applicability.

A. This article regulates commercial ocean recreational activity in or on County property.

B. This article does not apply to competitions or events necessitating permits pursuant to article IV. (Ord. 3143 § 4 (part), 2003)

13.04.251 Definitions.

For purposes of this article, certain phrases and words are defined as follows:

"Applicable rules" means rules consistent with this article's purpose.

"Applicant" means a business applying for a permit.

"Commercial ocean recreational activity" means ocean recreational activity conducted by a business for a patron in or on a County beach park or other County property.

"Patron" means any person who contracts to participate in ocean recreational activity.

"Permit" means a permit issued pursuant to section 13.04.270, unless a different type of permit is specified. (Ord. 3143 § 4 (part), 2003)

13.04.255 Purpose.

This article's purpose is to fairly and effectively regulate commercial ocean recreational activity to ensure that County beach parks and other County property are utilized for the community's maximum recreational, environmental, and economic benefit. (Ord. 3143 § 4 (part), 2003)

13.04.256 Prohibitions.

Commercial ocean recreational activity is prohibited at Baldwin Beach Park, Cove Park, Hookipa Beach Park, Kamaole Beach Park I, Kamaole Beach Park II, Kamaole Beach Park III, the southern portion of Kalama Park (the section of Kalama Park from the sand beach at Cove Park to the southern most parking area adjacent to South Kihei Road), Launiupoko Beach Park, and Puamana Beach Park. (Ord. 3143 § 4 (part), 2003)

13.04.260 Permit requirement—Additional regulation.

A. It is unlawful for any business to conduct commercial ocean recreational activity without a permit.

B. If a business chooses not to obtain a permit pursuant to section 13.04.270, a type V permit as required pursuant to article IV shall be obtained before a business may conduct commercial ocean recreational activity.

C. A separate permit shall be required for each commercial ocean recreational activity.

D. Additional regulation of commercial ocean recreational activity shall be established by applicable rules, including but not limited to the days, time, place, and volume of use of County beach parks. (Ord. 3143 § 4 (part), 2003)

13.04.270 Permit application—Issuance—Denial—Appeal.

A. Permit applications shall be available and may be submitted at district park offices. An applicant may seek multiple permits in a single application.

B. A permit application shall be in writing, properly verified under oath, and shall not be deemed complete until such application sets forth and includes the following:

1. The applicant's name, business location address, mailing address, and telephone numbers;
2. The specific ocean recreational activity for which the permit is being sought;
3. The name of the County beach park;
4. A list stating the license number, type, description, and gross vehicle weight of all motor vehicles to be used by the applicant;
5. Any other information required by applicable rules;
6. An application fee and a permit fee as set forth in the annual County budget;
7. The number of certified copies needed for the business to comply with section 13.04.310;
8. State and federal tax clearance certificates; and
9. A list of the equipment to be used by the applicant.

C. Within five business days from receipt of a complete application, the director shall submit a copy of the complete application to the department of police. The department of police shall within twenty business days from the receipt thereof submit to the director a written report with any recommendations or special conditions that may be necessary or desirable. If the department of police does not submit a report within twenty business days, it shall be deemed to have submitted a report with no comments on the application. Upon request from the department of police, the director may grant the department additional time to review the application, in accordance with applicable rules.

D. An applicant shall notify the director within five business days of a change to any information required to be included in the application after the application is submitted for approval or after the permit has been issued. Failure to comply may result in suspension or revocation of the permit.

E. The director may issue the permit, upon payment of any required fee, with or without special conditions or requirements in accordance with applicable rules. The director shall issue or deny the permit within thirty business days of the director's receipt of the department of police's report. If the director denies the permit, the director shall notify the applicant in writing of the decision, setting forth the reasons for the denial. If the director does not issue or deny the permit within thirty business days of the director's receipt of the department of police's report, the permit shall be deemed denied.

F. Any decision by the director under this article may be appealed by the applicant in accordance with section 13.04.125. (Ord. 3143 § 4 (part), 2003)

13.04.280 Permit conditions.

All permits shall be subject to the following conditions:

A. The permit holder shall provide proof of current American Red Cross certification in cardiopulmonary resuscitation (CPR) and first aid, or equivalent certification;

B. All transactions necessary to entitle a patron to engage in ocean recreational activity (including but not limited to selection of activities to be engaged in, selection of equipment, execution of rental agreements, payment for services, distribution or posting of commercial notices, advertising, signage or tents) shall be accomplished at the permit holder's business location. No such transactions shall be permitted or performed in or on County property;

C. In the event applicable rules designate an exclusive area in or on County property for unloading, rigging, assembly, and disassembly of the permit holder's equipment, such activities shall be completed in that area and for no more than thirty minutes at a time; and

D. Only equipment authorized by the permit shall be unloaded from a vehicle. All other equipment shall remain enclosed in or placed on top of the vehicle used to transport the equipment. No equipment may be displayed, stored, maintained, or repaired in or on County property.

E. The permit holder shall:

1. Name the County as an additional insured on the permit holder's general liability insurance policy of at least \$1,000,000, which insurance shall include a duty to defend the County if the County is sued as the result of the permit holder's commercial ocean recreational activity. The insurance policy shall be issued by a provider that is acceptable to the County, as evaluated by standards established by applicable rules.

2. Provide the County with a copy of the insurance policy in which the County is named as an additional insured; and

3. Execute an indemnification agreement with the County covering any losses sustained as the result of the permit holder's commercial ocean recreational activity, over and above those losses covered by the permit holder's general liability insurance coverage.

F. The permit holder shall submit an acceptable safety policy, as evaluated by standards established by applicable rules. (Ord. 3143 § 4 (part), 2003)

**13.04.290 Permit term—Suspension—
Revocation.**

A. Permits issued pursuant to this article shall have a duration of up to one year pursuant to standards in applicable rules and shall expire automatically, without notice to the permit holder, on the date specified on the permit.

B. The director may suspend or revoke any permit issued pursuant to this article if the permit holder has violated any rule, ordinance, or statute related to the commercial ocean recreational activity. (Ord. 3143 § 4 (part), 2003)

13.04.300 Nontransferability.

Permits shall be nontransferable. (Ord. 3143 § 4 (part), 2003)

13.04.310 Inspection of permit.

The permit holder shall at all times keep the permit in a prominent place, convenient for inspection, at the business location. Each permit holder shall also possess a copy of the appropriate permit while engaged in commercial ocean recreational activity. (Ord. 3143 § 4 (part), 2003)

13.04.320 Ocean recreational activity fund.

There is hereby established and created a fund to be known as the "ocean recreational activity fund". Any fees collected pursuant to this article shall be deposited in the ocean recreational activity fund, are hereby deemed appropriated upon receipt, and may be expended for purposes relating to the implementation of this article, including but not limited to the provision of salaries, the purchase of equipment, and the maintenance of County property. (Ord. 3143 § 4 (part), 2003)

Chapter 16.04A

FIRE CODE

Sections:

16.04A.010	The State Fire Code incorporated.
16.04A.020	Title.
16.04A.030	Definitions generally.
16.04A.040	Section 2.202 amended.
16.04A.050	Section 2.303 amended.
16.04A.060	Section 2.304(a) amended.
16.04A.070	Section 2.305 added.
16.04A.080	Section 3.105 added.
16.04A.090	Article 4 title amended.
16.04A.100	Section 4.108 amended.
16.04A.110	Section 4.109 added.
16.04A.120	Section 4.110 added.
16.04A.130	Section 4.111 added.
16.04A.140	Section 9.103 amended.
16.04A.150	Section 9.104 amended.
16.04A.160	Section 9.107 amended.
16.04A.170	Section 9.118 amended.
16.04A.180	Article 10 amended.
16.04A.190	Section 10.301 amended.
16.04A.200	Section 10.303 amended.
16.04A.210	Section 10.304 amended.
16.04A.220	Section 10.502 amended.
16.04A.230	Section 10.705(e) amended.
16.04A.240	Section 10.705(h) amended.
16.04A.250	Section 10.708(a) amended.
16.04A.260	Section 10.708(b) amended.
16.04A.270	Section 10.715 amended.
16.04A.280	Section 11.117 amended.
16.04A.290	Section 11.208 added.
16.04A.300	Section 12.108(d) amended.
16.04A.310	Section 12.110 added.
16.04A.320	Section 14.104(f) amended.
16.04A.330	Section 14.104A.2 added
16.04A.340	Section 14.105(a) amended.
16.04A.350	Section 25.101 amended.
16.04A.360	Section 25.114(a) amended.
16.04A.370	Section 25.115 amended.
16.04A.380	Section 25.117 amended.
16.04A.390	Article 31 amended.
16.04A.400	Section 31.101 amended.
16.04A.410	Section 31.201 added.
16.04A.420	Section 45.102 amended.
16.04A.430	Section 74.103 added.
16.04A.440	Article 77, incorporated.
16.04A.450	Section 77.104 amended.
16.04A.460	Section 78.103(a) amended.
16.04A.470	Section 78.107(b) amended.

16.04A.480	Section 79.115(f) amended.
16.04A.490	Section 79.411 added.
16.04A.500	Section 79.903(g) amended.
16.04A.510	Section 79.903(j) amended.
16.04A.520	Section 79.908 amended.
16.04A.530	Section 79.1202 adopted.
16.04A.540	Section 79.1410 amended.
16.04A.550	Section 80.103 added.
16.04A.560	Appendix I-A, incorporated.
16.04A.570	Appendix I-B, incorporated.
16.04A.580	Appendix II-A, incorporated.
16.04A.590	Appendix II-E, incorporated.
16.04A.600	Appendix IV-A, incorporated.
16.04A.610	Appendix VI-A, incorporated.
16.04A.611	NFPA 1141, Standard for fire protection in planned groups, incorporated.
16.04A.612	NFPA 1142, Standard on water supplies for suburban and rural fire fighting, incorporated.
16.04A.620	Criminal prosecution.
16.04A.630	Administrative enforcement.

16.04A.010 The State Fire Code incorporated.

The State Fire Code as adopted by the State of Hawaii on March 27, 1992 pursuant to chapter 132, Hawaii Revised Statutes, which code adopts, with modifications, the Uniform Fire Code, 1988 Edition, herein referred to as the "Uniform Fire Code," as copyrighted and published in 1988 by the International Conference of Building Officials and the Western Fire Chief's Association, 5360 South Workman Mill Road, Whittier, California, and the 1989 and 1990 Uniform Fire Code Supplements, is incorporated by reference and made a part hereof, subject to the amendments set forth in this chapter. (Ord. 2509§3 (part), 1996)

16.04A.020 Title.

Section 1.101 of the Uniform Fire Code, as amended by the State Fire Code, is amended to read as follows:

Sec. 1.101.

This chapter shall be known as the "Fire Code of the County of Maui", may be cited as such, and shall be referred to in this chapter as this "code." (Ord. 2509§3 (part), 1996)

16.04A.030 Definitions generally.

When used in this code, unless it is plainly evident from the context that a different meaning is intended, certain terms are defined as set forth in article 9 of the Uniform Fire Code. (Ord. 2509§3 (part), 1996)

16.04A.040 Section 2.202 amended.

Section 2.202 of the Uniform Fire Code, as redesignated, is amended to read as follows:

Investigations

Sec. 2.202. The fire department shall investigate promptly the origin, cause, and circumstances of each and every fire occurring in the jurisdiction involving loss of life or injury to person or destruction or damage to property and, if it appears to the fire prevention bureau that such fire is of suspicious origin, they shall then take immediate charge of all physical evidence relating to the cause of the fire and shall pursue the investigation to its conclusion.

The police department shall assist the fire department in its investigations whenever requested to do so, unless otherwise directed by the chief of police.

(Ord. 2509 § 3 (part), 1996)

16.04A.050 Section 2.303 amended.

Section 2.303 of the Uniform Fire Code, as amended by the State Fire Code, is amended to read as follows:

Sec. 2.303. Board of appeals.

For purposes of applicable state law, the board of code appeals is designated the board of appeals.

(Ord. 2509 § 3 (part), 1996)

16.04A.060 Section 2.304(a) amended.

Section 2.304 of the Uniform Fire Code, as amended by the State Fire Code, is amended by amending subsection (a) to read as follows:

(a) Wherever the Uniform Fire Code Standards or National Fire Protection Standards are referred to in this code, compliance with the National Fire Code of the National Fire Protection Association, as amended, will be equivalent to meeting this code.

(Ord. 2509 § 3 (part), 1996)

16.04A.070 Section 2.305 added.

Article 2 of the Uniform Fire Code is amended by adding a new section, to be designated and to read as follows:

Variances

Sec. 2.305. (a) A variance may be granted if the board of variances and appeals finds:

1. That the strict application, operation or enforcement of the code provision or provisions appealed from

would result in practical difficulty or unnecessary hardship to the applicant;

2. That the granting of the variance shall not be detrimental to the public health, safety or welfare;

3. That the granting of the variance would not be injurious to the adjoining lots and the buildings thereon; and

4. That the granting of the variance would not be contrary to the purposes of this code and the public interest.

(b) The proceedings of the board of variances and appeals shall be conducted in accordance with the rules of practice and procedure adopted by the board.

(Ord. 2509 § 3 (part), 1996)

16.04A.080 Section 3.105 added.

Article 3 of the Uniform Fire Code is amended by adding a new section, to be designated and to read as follows:

Reinspection of Violation

Sec. 3.105. If an inspection by a designated officer or employee of the fire department discloses a violation of this code, the department shall determine a period of time that is reasonable to remedy the violation and reinspect the property to verify such remedy. The department shall collect a fee in the amount of \$30 for each reinspection after the initial reinspection that is necessary to certify correction of the violation and secure compliance with applicable code requirements. The fee shall increase one and one-half times for inspections conducted after business hours and to two and one-half times for inspections conducted on any paid holiday during the calendar year. Citations may be issued and fines may be assessed if compliance is not secured on the second reinspection.

(Ord. 2509 § 3 (part), 1996)

16.04A.090 Article 4 title amended.

The title of article 4 of the Uniform Fire Code is amended to read as follows:

ARTICLE 4

PERMITS AND FEES

(Ord. 2509 § 3 (part), 1996)

16.04A.100 Section 4.108 amended.

Section 4.108 of the Uniform Fire Code, as amended by the State Fire Code, is amended to read as follows:

Sec. 4.108. (a) It shall be unlawful for any person, firm, or corporation to use a building or premises or engage in any activities for which a permit is required by this code without first having obtained such permit.

(b) Permits are required under the following sections:

1. Sec. 11.117 (Control of Open Burning);

2. Sec. 25.101 (Places of Assembly);

3. Sec. 32.103 (Tents, Canopies and Temporary Structures) See Articles 12 and 32.

(A) To erect or operate a tent or canopy covering an area in excess of 700 square feet unless such structures are used exclusively for camping or private functions not subject to the general public;

(B) To erect or operate temporary structures such as booths or similar combustible structures erected or operated for sale of fireworks or christmas trees;

(C) A permit is required for each and every tent, canopy and temporary structure;

4. Sec. 45.102 (Application of Flammable Finishes);

5. Sec. 74.103 (Compressed Gases);

6. Sec. 77.104 (Explosives and Blasting Agents);

7. Sec. 78.102 (Fireworks);

8. Sec. 79.103 (Flammable and Combustible Liquids and Tanks);

(A) To install, alter or operate equipment in connection with the storage, handling, use or sale of flammable or combustible liquids regulated under Article 79;

(B) To install, alter, remove, abandon, place temporarily out of service or otherwise dispose of any flammable or combustible liquid tank. See Article 79;

9. Sec. 80.103 (Hazardous Materials);

10. Sec. 82.102(a) (Liquified Petroleum Gases).

(c) Permit fees shall be as follows:

1. Control of Open Burning \$25 each

2. Places of Assembly (50 or more occupant load in permanent structures) \$25 annually

3. Tents, Canopies, Temporary Membrane Structures, and Temporary Structures:

A. Tent or canopy in excess of 700 square feet unless used for camping or private functions not subject to the general public \$25 each

B. To erect or operate temporary structures such as booths or similar combustible structures erected or operated for the sale of fireworks or Christmas trees \$25 each

4. Application of Flammable Finishes (spray or dip operations at each premises) . . . \$25 annually

5. Compressed Gases (for more than 2,000 cubic feet of flammable compressed gas or 6,000 cubic feet of non-flammable compressed gas at each premises) \$25 annually

6. Explosives and Blasting Agents (for each site and explosive or blasting agent at each site) \$100 annually

7. Fireworks:

A. Religious; Farmers \$25 each

B. Aerial public displays \$100 each

9. Flammable and Combustible Liquids and Tanks:

A. Tanks of more than 60 gallons to 4,999 gallons \$100 each

B. Tanks of 5,000 gallons or more . \$200 each

9. Hazardous Materials (for each site and for each chemical class at quantities specified in Section 4.108.h.1 at each site) \$100 annually

10. Liquified Petroleum Gases:

A. Tanks with an aggregate capacity of 125 to 499 gallons \$25 each

B. Tanks 500 gallons or larger \$40 each

C. Tanks with dispensers \$100 each

(d) Permits for tents, canopies, and temporary membrane structures shall be non-renewable and limited

to the period of activity or not more than 30 consecutive days and may be canceled for cause by the Fire Department or building official at any time before expiration of the time stated in the permit. Upon such cancellation or upon expiration of the time stated therein, the structure or structures shall be promptly removed.

(Ord. 2509 § 3 (part), 1996)

16.04A.110 Section 4.109 added.

Article 4 of the Uniform Fire Code is amended by adding a new section, to be designated and to read as follows:

Inspections

Sec. 4.109. (a) An inspection shall be required for a permit to abate a fire hazard under section 11.117. The fee for this inspection shall be \$25. If any reinspections are required an additional fee of \$25 shall be assessed for each reinspection.

(b) All inspections shall take place from 0800 to 1630 hours, Monday through Friday, excluding holidays.

(c) An inspection conducted outside normal business hours for the convenience of the requestee or permittee; for aerial fireworks displays; for large functions such as carnivals, fairs, and any event drawing large crowds; and for inspections for which no fee is specifically indicated shall be assessed to the requestee or permittee at a rate of \$60 per inspection.

(d) A reinspection fee may be assessed for each inspection or reinspection when such portion of work for which inspection is called is not complete or when corrections called for are not made. Reinspection fees may be assessed when approved plans are not readily available to the inspector, when there has been a failure to provide access on the date of inspection, or when there has been a deviation from plans which require the approval of a building official or the fire chief. The reinspection fee shall be \$25.

To obtain a reinspection, the applicant shall file an application therefore in writing upon a form furnished for that purpose and pay the reinspection fee.

A reinspection fee shall not be assessed the first time a job is rejected for failure to comply with the requirements of this code, but shall be assessed whenever an inspection is called for before the job is ready for such inspection or reinspection.

In instances where reinspection fees have been assessed, no additional inspection of the work will be performed until the required fees have been paid.
(Ord. 2509 § 3 (part), 1996)

16.04A.120 Section 4.110 added.

Article 4 of the Uniform Fire Code is amended by adding a new section, to be designated and to read as follows:

Plan Review Fees and Fund

Sec. 4.110. (a) When a plan or other specifications are required to be submitted to the fire chief under section 132-9, Hawaii Revised Statutes, a plan review fee shall be paid at the time of submitting plans and specifications for review. The plan review fee shall be 12.5 percent of the building permit fee as shown in Table No. 3-A of the Building Code.

Where plans are incomplete or are changed so as to require additional plan review, an additional plan review fee shall be charged at the rate of \$30 per hour.

The fire chief may authorize an expedited plan review process provided the applicant pays an additional plan review fee for this purpose.

(b) There is hereby established and created a fund to be known as the "Plan Review, Permit Processing, and Inspection Revolving Fund." The fees collected pursuant to subsection (a) are hereby deemed appropriated upon receipt and may be expended for materials, supplies, and equipment that will facilitate plan review and for payment of over-time and travel expenses for plan checking, permit processing, and inspections.

(Ord. 2509 § 3 (part), 1996)

16.04A.130 Section 4.111 added.

Article 4 of the Uniform Fire Code is amended by adding a new section, to be designated and to read as follows:

Fee Refunds

Sec. 4.111. (a) The fire chief may authorize the refunding of any inspection, plan review, or permit fee paid, which was erroneously paid or collected.

(b) The fire chief may authorize the refunding of not more than 50 percent of the plan review fee paid when an applicant withdraws or cancels the application before any plan reviewing is done.
(Ord. 2509 § 3 (part), 1996)

16.04A.140 Section 9.103 amended.

Section 9.103 of the Uniform Fire Code is amended by adding a new definition to be appropriately inserted and to read as follows:

AMBIENT NOISE LEVEL is the prevailing sound level found in a room or area under the normal use and conditions of that room or area.
(Ord. 2509 § 3 (part), 1996)

16.04A.150 Section 9.104 amended.

Section 9.104 of the Uniform Fire Code is amended by amending the definition of "Building Code" to read as follows:

BUILDING CODE is the building code as set forth in chapter 16.26A.
(Ord. 2509 § 3 (part), 1996)

16.04A.160 Section 9.107 amended.

Section 9.107 of the Uniform Fire Code is amended by amending the definition of "Electrical Code" to read as follows:

ELECTRICAL CODE is the electrical code as set forth in chapter 16.18A.
(Ord. 2509 § 3 (part), 1996)

16.04A.170 Section 9.118 amended.

Section 9.118 of the Uniform Fire Code is amended by amending the definition of "Plumbing Code" to read as follows:

PLUMBING CODE is the plumbing code as set forth in chapter 16.20A.
(Ord. 2509 § 3 (part), 1996)

16.04A.180 Article 10 amended.

Article 10 of the Uniform Fire Code is amended by adding a new division IX to read as follows:

**Division IX
LIFE SAFETY REQUIREMENTS
FOR EXISTING HOTEL-USE BUILDINGS**

General

Sec. 10.901. (a) Purposes. The purposes of this division are:

1. To establish minimum requirements that will provide a reasonable degree of safety from fire in existing hotel-use buildings and to minimize danger to

life from fire, smoke, fumes, or panic in said existing hotel-use buildings by installing early warning systems, installing automatic fire extinguishing systems, and providing clear and efficient means of occupant's escape as specified in this ordinance;

2. To give owners of existing hotel-use buildings some measure of control over the life safety and protection of building occupants;

3. To reduce the threat of large building fires in the county; and

4. To avoid requirements that might involve unreasonable hardships or unnecessary inconvenience or interference with the normal use and occupancy of a building while recognizing the need for compliance with a minimum standard for fire safety recognized throughout the United States.

(b) **Scope.** The scope of this division is to protect lives and property from fire and similar emergencies in existing hotel-use buildings. A determination that an existing hotel-use building is subject to this article shall be made by the fire chief. The determination may be appealed to the board of variances and appeals.

Definitions

Sec. 10.902. For purposes of this division, certain words and phrases are defined and certain provisions shall be construed as herein set forth unless it is apparent from the context another meaning is intended.

ANNUNCIATOR shall mean a unit containing two or more identified targets or indicator lamps in which each target or lamp indicates the condition of the circuit and the location to be annunciated.

GOOD CAUSE includes:

1. Delays used by the inability of the department of fire control to coordinate required compliance due to a shortage of personnel or other resources;
2. Delays caused by labor strikes affecting compliance with this division; or
3. Delays due to natural catastrophes.

GUEST shall mean any person hiring or occupying a room for living or sleeping purposes.

GUEST ROOM shall mean any dwelling or lodging unit intended or designed to be rented, hired out, or occupied for sleeping purposes by guests.

HEIGHT OF BUILDING is the vertical distance above a reference datum measured to the highest point of the coping of a flat roof or to the deck line of a mansard roof or to the average height of the highest gable of a pitched or hipped roof. The reference datum shall be selected by either of the following, whichever yields a greater height of building:

1. The elevation of the highest adjoining sidewalk or ground surface within a 5 foot horizontal distance of the exterior wall of the building when such sidewalk or ground surface is not more than 10 feet above lowest grade; or

2. An elevation 10 feet higher than the lowest grade when the sidewalk or ground surface within a 5 foot horizontal distance of the exterior wall of the building is more than 10 feet above lowest grade.

HOTEL-USE BUILDING shall mean any building erected before the effective date of this division and which has floors used for human occupancy and which contains dwelling or lodging units, 50 percent or more of which are guest rooms. A hotel license issued pursuant to Section 445-92, Hawaii Revised Statutes, shall be prima facie evidence that the licensed building is a hotel. For purposes of this article, apartments and condominium projects may be deemed hotels.

Requirements

Sec. 10.903. Within all hotel-use buildings over 75 feet in height, the following shall apply:

(a) **Automatic Sprinkler System.** An automatic sprinkler system shall be provided throughout the entire building. The installation of the system shall be in conformance with the Building Code, as amended, and the National Fire Protection Association's standard number 13 (NFPA 13), as amended. Water supplies for these systems shall be obtained from the department of water supply, or a privately developed water source. Fire flow calculations shall be supplied by a qualified professional engineer, licensed in the State of Hawaii, to the department of water supply for off-site water requirements from county water systems, and to the department of fire control for on-site water requirements.

The automatic sprinkler system need not be installed to protect exterior exit balconies constructed entirely of reinforced masonry or reinforced concrete.

(b) **Smoke Detectors.** Smoke detectors shall be provided in every guest room, interior exit corridor, mechanical equipment room, electrical room, transformer room, telephone equipment room, elevator machine, or similar room. The installation of the smoke detectors shall be in conformance with the Building Code. Any smoke detector installed shall be connected to an annunciator and shall be monitored 24 hours a day by the building's staff or by a private alarm company. Smoke detectors in guest rooms need not be connected to an annunciator or monitored.

(c) **Corridor Doors.** All doors opening into interior exit corridors shall be in conformance with the Building Code, except that 1 3/4-inch bonded, solid-core wood doors need not be replaced.

(d) **Exit Doors.** All exit doors, including stairwell and roof access doors, which are locked to prevent entry, shall be designed to automatically unlock when the fire alarm system activates or upon power failure.

(e) **Fire Alarm Systems.** All fire alarm systems required by the fire code shall be designed to be heard clearly within all areas of the building and shall be connected to the annunciator. The annunciator shall be located in the first floor lobby area or other area approved by the fire chief and shall be monitored 24 hours a day by building staff or a private alarm company.

(f) **Emergency Power.** Emergency power shall be provided for at least one elevator in each bank of elevators with fireman's service transferable to the other elevators. Emergency power shall also be provided for exit signs, exit illumination, and fire alarm systems. The emergency power system shall conform to all applicable county codes and shall be approved by the fire chief.

(g) **Emergency Plan.** The management for each building shall establish and maintain a written fire and life safety emergency plan, which shall be approved by the fire chief. The fire chief shall adopt written criteria and guidelines upon which all plans shall be based.

(h) **Exiting Plans.** Exiting plans, provided by building management and approved by the fire chief, shall

be posted in a conspicuous place on the interior side of each guest room entry door.

(i) **Placards.** Placards with exit instructions provided by building management and approved by the fire chief, shall be posted in clearly visible locations near elevators, stairwells, and other exit locations required by the fire chief.

(j) **Fire Drills.** Building management shall conduct fire drills for staff and employees once every 180 days. A written record of each drill shall be maintained in the building management's office and made available upon request to the department of fire control.

(k) **Certification.** All sprinkler, fire alarm, smoke detector, and emergency power system plans required herein shall be stamped by an appropriate professional engineer or architect licensed in the State of Hawaii, as required by the department of public works and waste management. The fire chief may require a notarized certification from any engineer or architect whose stamp appears on plans submitted before final acceptance inspection.

Other Laws

Sec. 10.904. None of the provisions herein shall exempt hotel-use buildings from other applicable federal, state, or county law.

Compliance

Sec. 10.905. (a) **Authority.** The fire chief may require compliance with division IX.

(b) **Examination and Furnishing of List of Requirements to Owner or Operator.** The fire chief or an authorized representative shall examine each building subject to division IX. Upon completing the examination, the fire chief shall furnish to the owner or operator of the building a written list of requirements to achieve compliance with this division.

(c) **Compliance Schedule.** 1. **Sixty days.** Each building shall be in compliance with subsections (g) through (j) of Section 10.903 within sixty days after the receipt of the written list of requirements.

2. **One year.** The owner or an authorized representative of each building shall submit plans to the department of public works and waste management showing intended methods of compliance with subsections (a) through (f) of Section 10.903 within one year after receipt of the written list.

3. **Three years.** Each building shall be in compliance with subsections (a) through (f) of Section 10.903 within three years after receipt of the written list.

(d) **Extension of Time.** Extensions of time may be allowed by the fire chief for good cause shown for a period not to exceed one year and shall be in writing as specified in the fire chief's rules.

Appeals

Sec. 10.906. Any appeal from the decision of the fire chief involving the denial of any extension of time may be submitted to the board of variances and appeals. The board may grant an extension of time if it finds that the time period appealed from poses an undue hardship, provided the total time of compliance shall not exceed five years from the receipt of the written list of requirements.

Severability

Sec. 10.907. If any section, subsection, paragraph, sentence, clause, or phrase of this division is declared unconstitutional or invalid for any reason, such decision shall not affect the validity of the remaining portions of this division.

Rules

Sec. 10.908. The fire chief, in accordance with Chapter 91, Hawaii Revised Statutes, shall adopt rules for the implementation, administration, and enforcement of this division.

Building Code Compliance

Sec. 10.909. If any provision of this division conflicts with the requirements of the Building Code, the more stringent requirements shall apply.
(Ord. 2592 § 1, 1997; Ord. 2509 § 3 (part), 1996)

16.04A.190 Section 10.301 amended.

Section 10.301 of the Uniform Fire Code is amended to read as follows:

Tampering with Fire Equipment

Sec 10.301. No person shall molest, tamper with, damage or otherwise disturb any apparatus, equipment or appurtenance belonging to or under the supervision and control of the fire department without authority from the chief or his authorized representative to do so.

It shall be unlawful for any person willfully or maliciously to tamper with, molest, injure, or break any public fire alarm apparatus, wire, or signal, or willfully or maliciously to send, give, transmit, sound or cause to be sent, given, transmitted, or sounded any false alarm of fire by telephone, fire alarm system or signal, or by any other means.

(Ord. 2509 § 3 (part), 1996)

16.04A.200 Section 10.303 amended.

Section 10.303 of the Uniform Fire Code is amended to read as follows:

Obstruction of Fire Protection Equipment

Sec. 10.303. No person shall place or keep any post, fence, vehicle, growth, trash, storage or other material or thing near any fire hydrant, fire department connection or fire-protection system control valve that would prevent such equipment or hydrant from being immediately discernible or in any other manner deter or hinder the fire department from gaining immediate access to said equipment or hydrant. A minimum 3-foot clear space shall be maintained around the circumference of the fire hydrants except as otherwise required or approved by the chief.

The police department may remove any vehicle left unattended upon any street within 10 feet of any fire hydrant to the nearest garage or other place of safety. The registered owner shall be liable for all reasonable expenses incurred in the removal and storage of such vehicle.

(Ord. 2509 § 3 (part), 1996)

16.04A.210 Section 10.304 amended.

Section 10.304 of the Uniform Fire Code is amended to read as follows:

Hydrant Use Approval

Sec. 10.304. No person shall use or operate any hydrant or other valves installed on any water system intended for use by the chief for fire suppression purposes and which is accessible to any public highway, alley or private way open to or generally used by the public, unless such person first secures a permit for use from the department of water supply as to hydrants supplied with water by the department, or from the department of fire control in the case of private water systems. This section does not apply to the use of a hydrant or other valves by a person employed by and authorized to make such use by the water company which supplies water

to such hydrants or other valves.
(Ord. 2509 § 3 (part), 1996)

16.04A.220 Section 10.502 amended.

Section 10.502 of the Uniform Fire Code is amended to read as follows:

Key Box

Sec. 10.502. When access to or within a structure or an area is unduly difficult because of secured openings or where immediate access is necessary for lifesaving or fire-fighting purposes, a key box shall be installed in an accessible location when required by the fire chief. The key box shall be manufactured by the Knox Company or any manufacturer with products listed by Underwriters laboratory (U.L.) and shall be a type approved by the fire chief and shall contain keys to gain necessary access as required by the fire chief.

(Ord. 2509 § 3 (part), 1996)

16.04A.230 Section 10.705(e) amended.

Section 10.705 of the Uniform Fire Code, as amended by the State Fire Code, is amended by amending subsection (e) to read as follows:

(e) The test required herein shall be conducted by a person, qualified and licensed by the fire chief of the city and county of Honolulu to conduct such test for the particular system or device being tested. Testing results shall be submitted to the department of fire control.

(Ord. 2509 § 3 (part), 1996)

16.04A.240 Section 10.705(h) amended.

Section 10.705 of the Uniform Fire Code, as amended by the State Fire Code, is amended by amending subsection (h) to read as follows:

(h) No person shall maintain, repair, fill, or refill any portable fire extinguisher unless that person has obtained a license issued by the fire chief of the City and county of Honolulu, in accordance with section 10.705(f) and NFPA 10, authorizing that person to maintain, repair, fill, or refill portable fire extinguishers.

(Ord. 2509 § 3 (part), 1996)

16.04A.250 Section 10.708(a) amended.

Section 10.708 of the Uniform Fire Code, as amended by the State Fire Code, is amended by amending subsection (a) to read as follows:

Sec. 10.708. (a) General. All fire-extinguishing systems required in this code or the Building Code shall be installed in accordance with the requirements of this article.

All fire hose threads used in connection with fire-extinguishing systems shall be National Standard hose thread or as approved by the fire department.

In buildings used for high-piled combustible storage, fire protection shall be in accordance with Article 81 of this code and NFPA 231C.

All buried galvanized steel and other ferrous piping used in connection with fire-extinguishing systems shall be wrapped or otherwise protected against corrosion in accordance with the Plumbing Code provisions for protection of galvanized ferrous piping for potable water. (Ord. 2509 § 3 (part), 1996)

16.04A.260 Section 10.708(b) amended.

Section 10.708 of the Uniform Fire Code, as amended by the State Fire Code, is amended by amending subsection (b) to read as follows:

(b) **Approvals.** All fire-extinguishing systems required under the Building Code or this code, including automatic sprinkler systems, standpipe systems, halon systems and other special types of automatic extinguishing systems, and basement pipe inlets shall be inspected and approved by the fire department and shall be subject to periodic tests as may be required. A condition of approval of all halon systems shall be satisfactory passage of a test conducted in accordance with nationally recognized standards prior to final acceptance of the system. The location of all fire department hose connections shall be approved by the chief. The fire chief may require a notarized certification from any engineer or architect whose stamp appears on plans submitted before a certificate of occupancy is issued.

Fire department water supply hose connections shall be located within 20 feet on a street front not less than eighteen inches nor more than 4 feet abovegrade. Appropriate identification signs shall be provided as required by the fire department. Fire department water supply hose connections shall be located a minimum of 40 feet from the building or buildings they are supplying. (Ord. 2509 § 3 (part), 1996)

16.04A.270 Section 10.715 amended.

Section 10.715 of the Uniform Fire Code is amended to read as follows:

Ventilating Hood and Duct Systems

Sec. 10.715. A ventilating hood and duct system shall be provided in accordance with NFPA 96 for commercial-type food heat-processing equipment that produces grease-laden vapors. In addition to the reduction of clearances to combustibles specified in NFPA 96, clearances to combustibles may be reduced to 6 inches with the use of two layers of 5/8 inches type x gypsum board properly taped and finished. A minimum head clearance of 6 feet 8 inches, measured from bottom of canopy to actual finished floor, shall be provided. Fans for exhausting grease-laden vapors shall be located 10 feet from parapet walls, measured horizontally from edge of fan casing to parapet wall, or not less than 3 feet above topmost plane of parapet wall. (Ord. 2509 § 3 (part), 1996)

16.04A.280 Section 11.117 amended.

Section 11.117 of the Uniform Fire Code, as amended by the State Fire Code, is amended to read as follows:

CONTROL OF OPEN BURNING

Sec. 11.117. (a) The following kinds of open fires are not subject to state air pollution laws. Control of these fires shall be by permit, and in accordance with fees as set forth in Section 4.108, unless otherwise stated:

(1) Fires for cooking of food. No permit is required for the cooking of food in an imu, hibachi, barbecue pit, stove, oven, smoker, or other cooking appliance, but all reasonable safety practices shall be observed when maintaining an open fire for the cooking of food. Persons responsible for imu fires shall telephone the nearest fire and police stations on the nonemergency number before lighting the imu fire.

(2) Fires for recreational, decorative, or ceremonial purposes. No permit is required for fires for recreational, decorative, or ceremonial purposes, but all reasonable safety practices shall be observed when maintaining an open fire for these purposes. Persons responsible for these types of fires shall telephone the fire prevention bureau to discuss their plans for these fires. If these fires will be observed by the general public, persons responsible shall also telephone the nearest fire and police stations on the nonemergency number before lighting the fires.

(3) Fires to abate a fire hazard. A permit shall be obtained for a fire to abate a fire hazard. Abatement of a fire hazard shall take place on properties owned by the permittee, or with the permission of the owner, on property two acres or more in size, and shall be subject to the following conditions:

(A) The burn pile shall be no more than eight feet in diameter, and no more than four feet high. Combustibles may be added to a burning pile to maintain the maximum size of the pile allowed; but the burn pile shall be the only pile burning at any time.

(B) All burning shall be done not less than 100 feet from any building, structure, grass, brush, or other combustibles.

(C) The burn pile shall be arranged to prevent soil and combustibles overlapping in a manner that may cause burning underground and flare-up at a later time.

(D) Permittee shall not transport, or cause to be brought upon the burn site, any other materials to be burned.

(E) Permittee shall not use gasoline or any explosive types of flammables to start or continue the burn.

(F) All debris hauled from the burn site shall be completely extinguished before loading for transport.

(G) Permittee shall not burn before sunrise nor after 6:00 PM. by which time the fire shall be completely extinguished.

(H) Permittee shall burn only during "no wind" conditions. If during burning the wind comes up, or smoke or embers become a hazard or a nuisance to neighbors, all fires shall be extinguished.

(I) Permittee shall have a constant water supply and sufficient hose to reach all areas of the fire, and other fire extinguishing equipment specifically approved by the department of fire control.

(J) Permittee shall have at least two capable adults responsible for constantly attending the fire until it is completely extinguished.

(K) Permittee shall have a person available on a 24-hour basis to be summoned should there be a flare-up or rekindling of the fire.

(L) Permittee shall notify the fire prevention bureau 48 hours in advance of the initial burning for an on-site inspection. Permittee shall also notify the fire station in permittee's area before lighting the fire. Permittee shall provide starting and extinguishing times and weather conditions in permittee's area.

(M) Permittee shall notify the police station in permittee's area of the burning and extinguishing times.

(N) The issuance of a permit to abate a fire hazard shall not release permittee from any obligation to obtain a permit from the state division of forestry and wildlife or a fire warden pursuant to Chapter 185, Hawaii Revised Statutes.

(O) During fire danger periods, as established by a fire warden, no fires shall be permitted within 500 feet of forest, pasture, or brush lands unless a permit is first obtained from the state division of forestry and wildlife or a fire warden.

(P) The issuance of a permit by the division of forestry and wildlife or a fire warden shall not release permittee from the requirement to obtain a permit for a fire to abate a fire hazard.

(Q) A hold harmless and indemnification statement, which shall be part of the permit application, shall be signed by the permittee in the presence of a notary public. The hold harmless and indemnification statement shall also be signed and notarized by the owner of the burn site if the permittee is not the owner of the property.

(R) If smoke and odors become a nuisance to neighboring property tenants, the fire shall be immediately extinguished.

(S) The department of fire control, police department or state department of health may cancel any permit for the abatement of a fire hazard if any condition of this subsection is not followed.

(T) The permit to abate a fire hazard shall be in effect for a period not to exceed 30 calendar days.

(4) Fires for prevention or control of disease or pests. A permit shall be obtained for a fire for the prevention or control of disease or pests. Permittee shall follow the requirements of subsection (a)(3).

(5) Fires for training of fire fighting personnel shall follow the guidelines of the National Fire Protection Association Standard 1403, the Department of Fire Control Procedures Manual, and shall be conducted only with the approval of the fire chief.

(6) Fires for disposal of dangerous materials. A permit shall be obtained for a fire for the disposal of dangerous materials. The permittee shall follow requirements of subsection and any national standards pertaining to the disposal of the particular dangerous material.

(7) Fires for residential bathing purposes. A permit shall be obtained for fires for residential bathing purposes. These fires shall follow the guidelines in this code and the Building Code so as not to create a fire hazard.

(8) Agricultural fires permitted by the state department of health. In addition to any permit required by the department of health for agricultural fires, a permit for agricultural fires shall be obtained from the department of fire control. The permittee shall follow the requirements of subsection (a)(3), except that the duration of the permit shall be the duration of the department of health permit. The size of the fire and the manpower and equipment required to control the agricultural fire shall be consistent with the department of health's rules for agricultural fires.

(b) Except for closed incinerators approved by the state department of health, private incineration is prohibited by state health laws and this code. Clearance by the state department of health for and notification of all agricultural fires either by telephone or written notice shall be on file with the department of fire control before these fires are permitted.

(Ord. 2509 § 3 (part), 1996)

16.04A.290 Section 11.208 added.

Section 11.208 of the Uniform Fire Code is incorporated and amended to read as follows:

Parade Floats

Sec. 11.208. (a) All decorative materials shall be fire resistive or flame retardant.

(b) All motorized apparatus shall be provided with an approved portable fire extinguisher of at least 2-A, 10-B:C rating readily accessible to the operator.

(Ord. 2509 § 3 (part), 1996)

16.04A.300 Section 12.108(d) amended.

Section 12.108 of the Uniform Fire Code is amended by amending subsection (d) to read as follows:

(d) **Exit Sign Illumination.** Exit signs shall be illuminated either internally or externally in accordance with the Building Code. Where emergency power supplies are required for exit illumination, exit signs shall be illuminated by emergency power. Self-luminous exit signs shall not be considered as meeting these requirements and shall not be used.

(Ord. 2509 § 3 (part), 1996)

16.04A.310 Section 12.110 added.

Article 12 of the Uniform Fire Code is amended by adding a new section, to be designated and to read as follows:

Maintenance of Stairways, Shafts and Fire Escapes

Sec. 12.110. (a) **General.** All exits shall conform to the Building Code.

(b) **Enclosure of Vertical Shafts.** All vertical shall enclosures shall conform to the Building Code.

(Ord. 2509 § 3 (part), 1996)

16.04A.320 Section 14.104(f) amended.

Section 14.104 of the Uniform Fire Code, as amended by the State Fire Code, is amended by amending subsection (f) to read as follows:

(f) Group R Occupancies

(1) Buildings housing Group R-1 occupancies having floors used for human occupancy located more than 45 feet above the highest grade shall conform to the special requirements of section 14.104.1 of this code.

(2) Group R occupancy apartments, dormitories, and rooming houses three stories or more in height or containing more than 15 apartments and every hotel three stories or more in height or containing 20 or more guest rooms shall install an approved automatic alarm system or an approved electrically supervised manual fire alarm system designed to warn the occupants of the buildings in the event of fire. A manual fire alarm pull station shall be located adjacent to required exit door. When required by the fire chief, a manual fire alarm pull station shall be located in every elevator lobby.

EXCEPTION: An alarm system need not be installed in buildings not over two stories in height when all individual dwelling units and contiguous attic and crawl spaces are separated from each other and from public or common areas by at least one-hour fire-resistive occupancy separations and each individual dwelling unit has an exit direct to a yard or public way.

The alarm system shall include provisions for smoke detection and manual operation in interior corridors and automatic detection in storage rooms, laundry rooms, equipment rooms, and similar common areas in accordance with the Building Code.

(3) Each dormitory or rooming house, non-fire resistive in construction, more than one story in height with interior exit corridors, interior stairways, or rooms with community-type cooking facilities shall be provided with smoke detectors designed to warn occupants of the building in the event of a fire. Required smoke detectors shall receive their primary power from the building wiring when the wiring is serviced from a commercial disconnecting switch other than those required for overcurrent protection.

(4) An annunciator panel shall be provided on the first floor lobby area or other area designated by the authority having jurisdiction, in any new fire alarm installation for buildings four stories or more. A manual fire alarm box shall be located adjacent to required exit doors and in every elevator lobby.

(5) All employees of hotels shall be instructed and drilled in the duties they are to perform in event of fire, panic, or other emergency. Management for every hotel shall conduct fire drills for staff and employees at least once every 180 days covering such points as the operation and maintenance of the available first-aid fire appliances, the testing of guest alerting devices, and a study of instructions for emergency duties. A written record of each drill shall be maintained in the hotel management's office and made available to the fire department for review.

(6) A smoke detector shall be installed in all existing dwelling units in locations and in the manner specified in the Building Code for all R occupancies.

(Ord. 2509 § 3 (part), 1996)

16.04A.330 Section 14.104A.2 added

Article 14 of the Uniform Fire Code is amended by

adding a new section, to be designated and to read as follows:

Sec. 14.104.2 In any residential building having emergency power installed, all smoke detectors shall also be automatically switchable to emergency power in the event of a power failure to the normal power supply. All smoke detectors shall be connected in this manner in existing and new buildings.

(Ord. 2509 § 3 (part), 1996)

16.04A.340 Section 14.105(a) amended.

Section 14.105 of the Uniform Fire Code is amended by amending subsection (a) to read as follows:

Sec. 14.105.(a) Monitoring. When required by the chief, fire alarm systems shall be supervised by an approved central, proprietary or remote station service or a local alarm which will give audible and visual signals at a constantly attended location.

All tamper switches for automatic sprinkler systems shall initiate an alarm signal within 180 seconds after valve has moved 1/5 the required indicated distance on valve cover.

All annunciation panels shall provide a legible readout describing the type of alarm received. All existing panels shall be retrofitted to provide a legible readout ascribing the type of alarm received. This readout shall be reduced to written format for fire department use.

(Ord. 2509 § 3 (part), 1996)

16.04A.350 Section 25.101 amended.

Section 25.101 of the Uniform Fire Code, as amended by the State Fire Code, is amended to read as follows:

Sec. 25.101. No place of assembly, such as, restaurants, nightclubs, dancing and drinking establishments, with load capacities of 50 or more persons shall be maintained, operated, or used as such without a permit. The fire permit shall be posted in a conspicuous place. The permit shall expire unless otherwise revoked or canceled one year after date of issuance and may be renewed on or before its expiration date upon reinspection; provided that the fire chief may, in the fire chief's discretion, waive reinspection upon renewal of such permit.

(Ord. 2509 § 3 (part), 1996)

16.04A.360 Section 25.114(a) amended.

Section 25.114 of the Uniform Fire Code is amended by amending subsection (a) to read as follows:

Sec. 25.114. (a) Posting of Room Capacity. Any room having an occupant load of 50 or more where fixed seats are not installed, and which is used for classroom, assembly or similar purpose, shall have the capacity of the room posted in a conspicuous place on an approved sign near the main exit from the room. Such sign shall be maintained legible by the owner or the owner's authorized agent and shall indicate the number of occupants permitted for each room use.

Any assembly room or building having an occupant load of 300 or more, such as a gymnasium, ballroom, cafetorium, or other such room or building where a variety of seating and dining configurations may be used, shall have a room capacity sign and diagram posted for each configuration or occupant load use.

(Ord. 2509 § 3 (part), 1996)

16.04A.370 Section 25.115 amended.

Section 25.115 of the Uniform Fire Code, as amended by the State Fire Code, is amended to read as follows:

USE OF CANDLES AND OPEN FLAME DEVICES

Sec. 25.115. (a) Open-flame devices may be used on stages or platforms, provided adequate precautions satisfactory to the fire chief are taken to prevent ignition of combustible materials. So-called "flaming sword" or other like equipment shall not be used except in sprinklered areas. This shall be construed to mean that stages, platforms, dressing, and storage rooms or areas used as places for the performance of "flaming sword" or other dance performances using fire or flame, shall be sprinklered. In addition, a suitable noncombustible net shall be erected to prevent accidental release onto the viewing audience.

(b) Portable cooking equipment, not flue-connected, shall be permitted only as follows: Equipment fueled by small heat sources which can be readily extinguished by water, such as candles or alcohol-burning equipment (including "solid alcohol"), may be used provided adequate precautions satisfactory to the fire chief are taken to prevent ignition of any combustible materials. A certified portable fire extinguisher with a 2-A:10-B:C rating shall be mounted or be readily available either attached to or not to the portable cooking equipment while it is in use.

(c) No person shall use or allow to be used any open flame device or burning candle or candles in any building or place.

(Ord. 2509 § 3 (part), 1996)

16.04A.380 Section 25.117 amended.

Section 25.117 of the Uniform Fire Code is amended to read as follows:

Standby Personnel

Sec. 25.117. Whenever, in the opinion of the chief, it is essential for public safety in any place of public assembly or any other place where people congregate, due to the number of persons, or the nature of the performance, exhibition, display, contest or activity, the owner, agent or lessee shall employ one or more qualified persons, as required and approved by the chief, to be on duty at such place. Such individuals shall be subject to the chief's orders at all times when so employed and shall be in uniform and remain on duty during the times such places are open to the public, or when such activity is being conducted. Before each performance or the start of such activity, such individuals shall inspect the required fire appliances provided to see that they are in proper place and in good working order, and shall keep diligent watch for fires during the time such place is open to the public or such activity is being conducted and take prompt measures for extinguishment of fires that may occur. Such individuals shall not be required or permitted, while on duty, to perform any other duties than those herein specified. A fee shall be assessed for each individual at a rate of \$30 per hour to the person, or organization, requesting a permit to operate one of the above activities.

(Ord. 2509 § 3 (part), 1996)

16.04A.390 Article 31 amended.

Article 31 of the Uniform Fire Code is amended by amending the title to read as follows:

**ARTICLE 31
TIRE-BUILDING PLANTS
AND TIRE STORAGE AREAS**

(Ord. 2509 § 3 (part), 1996)

16.04A.400 Section 31.101 amended.

Section 31.101 of the Uniform Fire Code is amended to read as follows:

General

Sec. 31.101. Tire-rebuilding plants and tire storage areas shall conform to all other applicable requirements of this code as well as to the following provisions. (Ord. 2509 § 3 (part), 1996)

16.04A.410 Section 31.201 added.

Article 31 of the Uniform Fire Code is amended by adding a new section, to be designated and to read as follows:

Tire Storage Areas - 1500 Square Feet or More

Sec. 31.201. (a) **Main Aisle.** The main aisle shall not be less than 6 feet in clear width.

(b) **Window Clearance.** Tires shall not be stored within 3 feet of any window opening in an exterior wall.

(c) **Clearance.** The clearance from the top of tire storage to sprinkler deflectors, ceiling or roofs shall be not less than 3 feet, and adequate clearance shall be maintained to light fixtures to prevent possible ignition.

(d) **Smoking.** Smoking shall be prohibited in tire storage areas, except in protected or isolated locations designated as smoking areas. "NO SMOKING" signs with at least 3 inch lettering shall be conspicuously posted in prohibited areas.

(Ord. 2509 § 3 (part), 1996)

16.04A.420 Section 45.102 amended.

Sec. 45.102 of the Uniform Fire Code is amended to read as follows:

Permits

Sec. 45.102. A permit is required for spraying or dipping operations utilizing flammable liquids, see Section 4.108. This permit shall expire unless otherwise revoked or canceled one year after date of issuance and may be renewed on or before its expiration date upon reinspection; provided that the fire chief may, in the fire chief's discretion, waive reinspection upon renewal of such permit.

(Ord. 2509 § 3 (part), 1996)

16.04A.430 Section 74.103 added.

Section 74.103 of the Uniform Fire Code is incorporated and amended to read as follows:

Permits

Sec. 74.103(a) A permit is required to store, handle or use at normal temperatures and pressures more than

2000 cubic feet of flammable compressed gas or 6000 cubic feet of nonflammable compressed gas, see Section 4.108. This permit shall expire unless otherwise revoked or canceled one year after date of issuance and may be renewed on or before its expiration date upon reinspection; provided that the fire chief may, in the fire chief's discretion, waive reinspection upon renewal of such permit.

(b) When required by the fire chief, any person, firm or corporation storing, handling or using any flammable or nonflammable compressed gas that is corrosive, toxic or oxidizing in nature shall file a hazardous materials disclosure form with the department of fire control.

(c) A material safety data sheet or equivalent information provided by the manufacturer shall be submitted with the hazardous materials disclosure form when requested by the fire chief for a specific product.

(d) Any change in, or addition to, the compressed gases stored, handled or used by any person, firm or corporation, including the receipt of a new or different compressed gas, shall be reported to the department of fire control by submission of an amendment to the hazardous materials disclosure form.

(Ord. 2509 § 3 (part), 1996)

16.04A.440 Article 77, incorporated.

Article 77 of the Uniform Fire Code, pertaining to explosive materials, is adopted. (Ord. 2509 § 3 (part), 1996)

16.04A.450 Section 77.104 amended.

Section 77.104 of the Uniform Fire Code, is amended to read as follows:

Permits

Sec. 77.104. (a) **Required.** Where permits are required to be issued by the chief, the intent is to grant that authority to the agency having enforcement jurisdiction. Permits shall be obtained:

1. To manufacture, possess, store, sell or otherwise dispose of explosive materials.
2. To transport explosive materials.
3. To use explosive materials.
4. To operate a terminal for handling explosive materials.

Permits shall expire unless otherwise revoked or canceled one year after date of issuance and may be renewed on or before expiration date upon reinspection; provided that the fire chief may, in the fire chief's discretion, waive reinspection upon renewal of such permits.

(b) **Permit fees.** Permit fees shall be \$100 annually for each site, and each separate type of explosive or blasting agent.

(c) **Unsafe Material or Practice.** Permits for the following materials shall be invalidated and the materials disposed of in an approved, safe manner.

1. Dynamite having an unsatisfactory absorbent or one that permits leakage of a liquid explosive ingredient under any conditions liable to exist during storage.

2. Nitrocellulose in a dry and uncompressed condition in quantity greater than 10 pounds net weight in one package.

3. Fulminate of mercury in a dry condition and fulminate of all other metals in any condition except as a component of manufactured articles not hereinafter forbidden.

4. Explosive compositions that ignite spontaneously or undergo marked decomposition, rendering the products or their use more hazardous, when subjected for 48 consecutive hours or less to a temperature of 167°F.

5. New explosive materials until approved by the United States Department of Transportation, except that permits may be issued to educational, governmental or industrial laboratories for instruction or research purposes.

6. Explosive materials condemned by the United States Department of Transportation.

7. Explosives containing an ammonium salt and a chlorate.
(Ord. 2509 § 3 (part), 1996)

16.04A.460 Section 78.103(a) amended.

Section 78.103 of the Uniform Fire Code is amended by amending subsection (a) to read as follows:

(a) 1. The manufacture of fireworks within the jurisdictional area is prohibited except under special

permits as are required by local and state regulations. See Section 4.108.

2. Except as hereinafter provided, it shall be unlawful for any person to possess, store, to offer for sale, expose for sale, sell at retail or use or explode any fireworks, provided that the chief shall have power to adopt reasonable rules for the granting of permits for supervised public displays of fireworks by a jurisdiction, fair associations, amusement parks, other organizations or for the use of fireworks by artisans in pursuit of their trade. Every such use or display shall be handled by a competent operator approved by the chief and shall be of such character and so located, discharged or fired so as, in the opinion of the chief after proper investigation, not to be hazardous to property or endanger any person.

3. Applications for permits shall be made in writing at least 30 days in advance of the date of the display, sale, possession, storage or transportation of fireworks. After such privilege shall be granted, sale, possession, use and distribution of fireworks for such display shall be lawful for that purpose only. No permit granted hereunder shall be transferable.
(Ord. 2509 § 3 (part), 1996)

16.04A.470 Section 78.107(b) amended.

Section 78.107 of the Uniform Fire Code, as amended by the State Fire Code, is amended by amending subsection (b) to read as follows:

(b) Wholesalers and retailers of fireworks shall comply with the licensing provisions required by county and state rules. Wholesalers and retailers, including fund raising organizations, shall obtain a permit to store, possess, transport, or sell fireworks.
(Ord. 2509 § 3 (part), 1996)

16.04A.480 Section 79.115(f) amended.

Section 79.115 of the Uniform Fire Code is amended by amending subsection (f) to read as follows:

(f) Underground Tanks Out of Service One Year.

Any underground tank which has been out of service for a period of one year shall be removed from the ground in a manner approved by the chief and the site restored in an acceptable manner. When the chief determines that the removal of the tank is not necessary, he may permit the tank to be abandoned in place.

Tanks shall be removed from the ground in accordance with Subsection (d)1 B.

Tanks shall be abandoned in place as follows:

1. Remove all flammable or combustible liquids from the tank and from all connected piping, and

2. Disconnect the suction, inlet, gage, vapor return, and vapor lines, and

3. Fill the tank to within 2 feet of the top with an inert solid material such as crushed rock, sand, or compacted inorganic dirt. The last 2 feet to the top of the tank shall then be capped with concrete, and

4. Cap or plug remaining underground piping, and

5. Retain a record of tank size, location and date of abandonment.

(Ord. 2509 § 3 (part), 1996)

16.04A.490 Section 79.411 added.

Article 79 of the Uniform Fire Code is amended by adding a new section, to be designated and to read as follows:

Caps

Sec. 79.411. All containers, portable tanks, and vehicles shall have proper caps for gasoline and diesel fuel secured over proper openings.

(Ord. 2509 § 3 (part), 1996)

16.04A.500 Section 79.903(g) amended.

Section 79.903 of the Uniform Fire Code, as amended by the State Fire Code, is amended by amending subsection (g) to read as follows:

(g) Location of Dispensing Devices. Dispensing devices at automotive service stations shall be located a minimum distance of 10 feet from property lines and located such that all parts of a vehicle being serviced will be on the premises of the service station. In addition, the location of dispensing devices shall be in accordance with the following:

(1) Dispensing devices at automotive service stations shall be located not less than 10 feet from buildings which are of less than one-hour fire-resistive construction. Such dispensing devices shall also be located such that the nozzle, when the hose is fully extended, will not reach within 5 feet of building openings.

(2) Dispensing devices shall be at least 20 feet from fixed sources of ignition.

(3) Dispensing devices shall be protected against physical damage from vehicles by mounting on a concrete island a minimum of 6 inches in height,

EXCEPTION: Alternate methods of providing equivalent protection may be used when approved by the chief.

(4) Apparatus dispensing Class I and Class II liquids into the fuel tanks of motor vehicles of the public shall not be located at a bulk plant unless separated by a fence or similar barrier from the area in which bulk operations are conducted, and

(5) Dispensing devices shall be secured to the island in an approved manner not to include securing with piping and conduit, and

(6) Under dispenser secondary containment pans shall be listed by an approved, nationally recognized organization, as shallow as possible, constructed of heavy gauge steel, either cathodically protected or coated with fiberglass reinforced plastic (FRP) on the exterior for corrosion protection, provided with leak detection and emergency impact valves. Other types of secondary containment may be acceptable if they are listed by an approved, nationally recognized organization and approved by the fire chief.

(Ord. 2509 § 3 (part), 1996)

16.04A.510 Section 79.903(j) amended.

Section 79.903 of the Uniform Fire Code, as amended by the State Fire Code, is amended by amending subsection (j) to read as follows:

(j) Special-type Dispensers. Approved special dispensing systems, such as, but not limited to coin-operated and remote preset types, are allowed at service stations, provided there is at least one qualified attendant on duty while the station is open to the public, and:

(1) The attendant or supervisor on duty shall be capable of performing the functions and assuming the responsibilities set forth in Section 79.903(f),

(2) Emergency controls shall be installed at location acceptable to the chief. Controls shall not be more than 100 feet from dispensers,

(3) Instructions for the operation of dispensers shall be conspicuously posted,

(4) Remote preset-type devices shall be set in the "off" position while not in use so that the dispenser cannot be activated without the knowledge of the attendant,

(5) The dispensing device shall be in clear view of the attendant at all times and obstacles shall not be placed between the dispensing devices and the attendant, and television cameras shall be installed in all locations where attendant's clear view is impaired. Television monitors shall be installed at the attendant's location for clear viewing of all fuel dispensing activities.

(6) A public address system shall be provided and approved by the fire chief to permit the attendant to communicate with persons in the dispensing areas at all times, and

(7) No person under the age of 15 shall be permitted to operate a special dispensing system and this prohibition shall be prominently posted either in conjunction with the instructions required by paragraph (3) or otherwise prominently posted on the station premises.
(Ord. 2509 § 3 (part), 1996)

16.04A.520 Section 79.908 amended.

Section 79.908 of the Uniform Fire Code, as amended by the State Fire Code, is amended to read as follows:

Fire Protection

Sec. 79.908. A fire extinguisher with a minimum classification of 4-A:60-B:C shall be provided and so located that it will be not more than 50 feet from any pump, dispenser, or fill-pipe opening.
(Ord. 2509 § 3 (part), 1996)

16.04A.530 Section 79.1202 adopted.

Section 79.1202 of the Uniform Fire Code is adopted to read as follows:

Tank Vehicle Construction

Sec. 79.1202. Tank vehicles shall be designed, constructed, equipped and maintained in accordance with U.F.C. Standard No. 79-4.
(Ord. 2509 § 3 (part), 1996)

16.04A.540 Section 79.1410 amended.

Section 79.1410 of the Uniform Fire Code, as amended by the State Fire Code, is amended to read as follows:

Fire Protection

Sec. 79.1410. Fire protection shall be in accordance with Article 10 and the following:

1. Suitable portable fire extinguishers with a rating of not less than 4-A:60-B:C shall be located within 50 feet of those portions of the facility where fires are likely to occur, such as hose connections, pumps, and separator tanks.

2. Where piped water is available, ready-connected fire hose in size appropriate for the water supply shall be provided so that manifolds where connections are made and broken can be reached by at least one hose stream.

3. Material shall not be placed on wharves in such a manner as to obstruct access to fire-fighting equipment or important pipeline control valves.

4. Where the wharf is accessible to vehicle traffic, an unobstructed roadway to the shore end of the wharf shall be maintained for access of fire-fighting apparatus.
(Ord. 2509 § 3 (part), 1996)

16.04A.550 Section 80.103 added.

Section 80.103 of the Uniform Fire Code is incorporated and amended by amending subsection (a) to read as follows:

(a) **General.** No person, firm or corporation shall store, dispense, use or handle hazardous material in excess of quantities specified in Section 4.108 unless and until a valid permit has been issued pursuant to this article. This permit shall expire unless otherwise revoked or canceled one year after date of issuance and may be renewed on or before its expiration date upon reinspection; provided that the fire chief may, in the fire chief's discretion, waive reinspection upon renewal of such permit.

A permit shall be obtained when a material is classified as having more than one hazard category if the quantity limits are exceeded in any category.

No person, firm or corporation shall install, repair, abandon, remove, place temporarily out of service, close or substantially modify a storage facility or other area regulated by this article until a permit has been issued. (See also Sections 80.107 and 80.108.)

EXCEPTIONS:

1. Routine maintenance.
2. For emergency repair work performed on an emergency basis, application for permit shall be made within two working days of commencement of work.

Permittee shall apply for approval to close any storage, use or handling facility at least 30 days prior to the termination of the storage, use or handling of hazardous materials. Such application shall include any change or alteration of the facility closure plan filed pursuant to Section 80.107 of this article. This 30-day period may be waived by the chief if there are special circumstances requiring such waiver.

When required by the fire chief, any person, firm or corporation storing, handling or using any hazardous materials governed by this article shall file a hazardous materials disclosure form with the department of fire control, hazardous materials officer.

A material safety data sheet or equivalent information provided by the manufacturer shall be submitted with the hazardous materials disclosure form when requested by the fire chief or hazardous materials officer.

Any change in, or addition to, the hazardous materials stored, handled or used by any person, firm or corporation, including the receipt of a new or different hazardous material, shall be reported to the department of fire control by submission of an amendment to the hazardous materials disclosure form.

In the event that some or all of the information required on the hazardous materials disclosure form is determined to constitute a trade secret, the fire chief may waive or modify the requirement for that information to be submitted on such form.

This section does not apply to hazardous materials contained solely in consumer products packaged for distribution to, and use by, the general public, or to commercial products used at an establishment solely for janitorial or minor maintenance purposes; provided, that such products shall be stored in such a manner and in such quantity as permitted by the fire code.
(Ord. 2509 § 3 (part), 1996)

16.04A.560 Appendix I-A, incorporated.

Appendix I-A of the Uniform Fire Code, pertaining to life safety requirements for existing buildings other than high rise, is adopted. (Ord. 2509 § 3 (part), 1996)

16.04A.570 Appendix I-B, incorporated.

Appendix I-B of the Uniform Fire Code, pertaining to life safety requirements for existing high-rise buildings, is adopted. (Ord. 2509 § 3 (part), 1996)

16.04A.580 Appendix II-A, incorporated.

Appendix II-A of the Uniform Fire Code, pertaining to suppression and control of hazardous fire areas, is adopted. (Ord. 2509 § 3 (part), 1996)

16.04A.590 Appendix II-E, incorporated.

Appendix II-E of the Uniform Fire Code, pertaining to hazardous materials management plan and hazardous materials inventory statement, is adopted. (Ord. 2509 § 3 (part), 1996)

16.04A.600 Appendix IV-A, incorporated.

Appendix IV-A of the Uniform Fire Code, pertaining to interior floor finish, is adopted. (Ord. 2509 § 3 (part), 1996)

16.04A.610 Appendix VI-A, incorporated.

Appendix VI-A of the Uniform Fire Code, pertaining to hazardous materials classifications, is adopted. (Ord. 2509 § 3 (part), 1996)

16.04A.611 NFPA 1141, Standard for fire protection in planned groups, incorporated.

National Fire Protection Association 1998 Edition of NFPA 1141, Standard for Fire Protection in Planned Building Groups, is adopted. (Ord. 2995 § 1 (part), 2001)

16.04A.612 NFPA 1142, Standard on water supplies for suburban and rural fire fighting, incorporated.

National Fire Protection Association 1999 Edition of NFPA 1142, Standard on Water Supplies for Suburban and Rural Fire Fighting, is adopted. (Ord. 2995 § 2 (part), 2001)

16.04A.620 Criminal prosecution.

A. Any violation under this chapter shall be punishable by a fine of not more than \$1,000 or six months in jail, or both, no part of which may be suspended. The continuation of any violation shall be deemed a new violation for each day of such continuance.

B. The county may maintain an action for an injunction to restrain any violation of this chapter and may take any other lawful action to prevent or remedy any violation.

C. The fire chief and members of the fire prevention bureau may arrest, without warrant, alleged violators by issuing a summons or citation in accordance with the

procedure specified in this section. Nothing in this section shall be construed as barring such authorized personnel from initiating prosecution by penal summons, by complaint, by warrant or such other judicial process as is permitted by statute or rule of court.

D. Personnel making an arrest for a violation of this chapter may take the name and address of the alleged violator and shall issue to the alleged violator a written summons or citation, notifying the alleged violator to answer at a place and at a time provided in the summons or citation.

E. There shall be provided for use by authorized personnel a form of summons or citation for use in citing violators of this chapter which does not mandate the physical arrest of such violators. The form and content of such summons or citation shall be as adopted or prescribed by the administrative judge of the district court and shall be printed on a form commensurate with the form of other summons or citations used in modern methods of arrest, so designed to include all necessary information to make the same valid under the laws and rules of the State and the county.

F. In every case where a citation is issued, the original of the same shall be given to the violator, provided that the administrative judge of the district court may prescribe the giving to the violator of a carbon copy of the citation and provide for the disposition of the original and any other copies.

G. Every citation shall be consecutively numbered and each carbon copy shall bear the number of its respective original. (Ord. 2509 § 3 (part), 1996)

16.04A.630 Administrative enforcement.

A. In lieu of, or in addition to, enforcement by criminal prosecution, if the fire chief determines that any person is violating this chapter, any rule adopted thereunder, or any permit issued pursuant thereto, the fire chief may have the person served, by mail or personal delivery, with a notice of violation and order.

B. The notice of violation and order shall include the following information:

1. Date of the notice;
2. The name and address of the person noticed;
3. The section number of the provision or rule, or the number of the permit which has been violated;
4. The nature of the violation; and
5. The location and time of the violation.

C. The notice of violation and order may require the person to do any or all of the following:

1. Cease and desist from the violation;
2. Correct the violation at the person's own expense before a date specified in the order;

3. Pay a civil fine not to exceed \$1,000 in the manner, at the place, and before the date specified in the order;

4. Pay a civil fine not to exceed \$1,000 per day for each day in which the violation persists, in the manner and at the time and place specified in the order.

D. The notice of violation and order shall advise the person that the order shall become final thirty days after the date of its mailing or delivery. The order shall also advise that the fire chief's action may be appealed to the board of variances and appeals.

E. The order issued by the fire chief under this section shall become final thirty days after the date of the mailing or delivery of the order. The person may appeal the order to the board of variances and appeals. However, an appeal to the board of variances and appeals shall not stay any provision of the order.

F. The fire chief may institute a civil action in any court of competent jurisdiction for the enforcement of any order issued pursuant to this section. Where the civil action has been instituted to enforce the civil fine imposed by the order, the fire chief need only show that the notice of violation and order was served, that a civil fine was imposed, the amount of the civil fine imposed, and that the fine imposed has not been appealed in a timely manner nor paid.

G. The fire chief may adopt rules to implement this chapter. (Ord. 2509 § 3 (part), 1996)

COUNT OF MAUI LEASE / LICENSE SCHEDULE - BY TMK

NOTE: Based on documentation in Finance Director's Office

Tax Map Key	Property Desc	Lessor	Lessee	Dept	From	To	Years	Terms	Annual\$	Memo
1-4-004-0003(por.)	Old Sch/Bldg E	County of Maui	Hana Youth Center	Parks	07/01/1995	06/30/1996	1		1	per Mayor memo 1/31/05
1-4-004-0034	Helene Hall	County of Maui	Cherie Hanchett-Tutu's	Finance	07/01/2004	06/30/2009	5		72,012	Food Concession
1-4-013-0036	Hana Cultural Center	County of Maui	Hana Cultural Cntr	Parks	03/06/1987	03/05/2042	55		1	
2-2-002-0073	Pihani Village South	County of Maui	Hala Mahadlu Ehiku, Inc.	Human Concerns	05/27/2003	05/27/2078	75		1	elderly and disabled housing
2-2-014-0001	Antenna System	County of Maui	Coast Guard	File	10/01/2004	09/30/2005	1	Right to Renew	274	Annual Lease - Right to Renew
2-3-002-0006	Kula Agricultural Park/Lot #1	County of Maui	Cerizo, Gerard J.	Econ. Dvlpmt.	11/15/1985	11/14/2035	50		970	
2-3-002-0075	Kula Agricultural Park/Lot #23	County of Maui	Mateaki, S.T. (Mis.)	Econ. Dvlpmt.	04/01/1988	03/31/2038	50		746	
2-3-002-0085	Kula Agricultural Park/Lot #2	County of Maui	Tavares, James W.	Econ. Dvlpmt.	04/01/1988	03/31/2038	50		972	
2-3-002-0086	Kula Agricultural Park/Lot #3	County of Maui	Schenk, W.J.	Econ. Dvlpmt.	12/01/1985	11/30/2035	50		885	
2-3-002-0087	Kula Agricultural Park/Lot #4	County of Maui	Beggs, Webb Jr.	Econ. Dvlpmt.	08/01/1986	05/31/2036	50		772	Doug/Jim Kahoe, assigned May 1994
2-3-002-0088	Kula Agricultural Park/Lot #5	County of Maui	Clements, Michael & Nori	Econ. Dvlpmt.	08/01/2000	07/31/2050	50		863	
2-3-002-0089	Kula Agricultural Park/Lot #6	County of Maui	Otani, Wayne	Econ. Dvlpmt.	01/01/1986	12/31/2036	50		865	8.65 acre
2-3-002-0090	Kula Agricultural Park/Lot #7	County of Maui	Rasmussen, Craig	Econ. Dvlpmt.	09/01/1984	08/31/2034	50		1749	
2-3-002-0091	Kula Agricultural Park/Lot #8	County of Maui	Yamada, Glenn S.	Econ. Dvlpmt.	04/01/1985	03/31/2035	50		2036	20,357 useable acres
2-3-002-0092	Kula Agricultural Park/Lot #9	County of Maui	Rasmussen, Craig & Teena	Econ. Dvlpmt.	05/01/2000	04/30/2050	50		2,667	
2-3-002-0093	Kula Agricultural Park/Lot #10	County of Maui	Tengan, Kenneth Y.	Econ. Dvlpmt.	09/01/1984	08/31/2034	50		2072	
2-3-002-0094	Kula Agricultural Park/Lot #11	County of Maui	Otani, Paul T.	Econ. Dvlpmt.	09/01/1984	08/31/2034	50		2220	
2-3-002-0095	Kula Agricultural Park/Lot #12	County of Maui	Tumbaga, Silvestre	Econ. Dvlpmt.	01/01/1992	12/31/2042	50		1711	
2-3-002-0096	Kula Agricultural Park/Lot #13	County of Maui	Chin, Lester C.	Econ. Dvlpmt.	02/01/1987	01/31/2037	50		931	
2-3-002-0097	Kula Agricultural Park/Lot #14	County of Maui	Edo, Gilbert J.	Econ. Dvlpmt.	07/04/1985	07/03/2035	50		725	
2-3-002-0098	Kula Agricultural Park/Lot #15	County of Maui	Nishida, Ralph S.	Econ. Dvlpmt.	01/01/1985	01/31/2035	50		749	
2-3-002-0099	Kula Agricultural Park/Lot #16	County of Maui	Univ. of Hawaii	Econ. Dvlpmt.	01/01/1985	12/31/2035	50		1	8.14 acre
2-3-002-0100	Kula Agricultural Park/Lot #17	County of Maui	Knodel, Lloyd W.	Econ. Dvlpmt.	04/12/1985	04/11/2035	50		795	
2-3-002-0101	Kula Agricultural Park/Lot #18	County of Maui	Hill, Robert G. Jr.	Econ. Dvlpmt.	11/01/1986	10/31/2036	50		970	8.2 acres
2-3-002-0102	Kula Agricultural Park/Lot #19	County of Maui	Kamatani, Ricky R.	Econ. Dvlpmt.	07/22/1985	07/21/2035	50		1045	
2-3-002-0103	Kula Agricultural Park/Lot #20	County of Maui	Goodness, Ned I.	Econ. Dvlpmt.	05/01/1985	04/30/2035	50		725	
2-3-002-0104	Kula Agricultural Park/Lot #21	County of Maui	Banks, Jack M. Jr.	Econ. Dvlpmt.	04/27/1989	04/26/2039	50		547	8.70 acres
2-3-002-0105	Kula Agricultural Park/Lot #22	County of Maui	Banks, Jack M. Jr.	Econ. Dvlpmt.	06/01/1985	05/31/2035	50		826	

* -document expired

** -document missing from Dir of Finance files

COUNT OF MAUI LEASE / LICENSE SCHEDULE - BY TMK

NOTE: Based on documentation in Finance Director's Office

Tax Map Key	Property Desc	Lessor	Lessee	Dept	From	To	Years	Terms	Annual\$	Memo
2-3-002-0113	Kula Agricultural Park/Lot #24	County of Maui	Fujimoto, Robert A.	Econ. Dvlpmt.	01/31/1986	12/31/2036	50		818	7.66 acre
2-3-002-0114	Kula Agricultural Park/Lot #25	County of Maui	Tumbaga, Silvestre	Econ. Dvlpmt.	06/01/1987	05/31/2037	50		1156	11.37 acres
2-3-002-0115	Kula Agricultural Park/Lot #26	County of Maui	Hughes, Charles	Econ. Dvlpmt.	07/27/1994	07/26/2044	50		941	
2-3-002-0116	Kula Agricultural Park/Lot #27	County of Maui	Tanaka, Dean H.	Econ. Dvlpmt.	01/01/1993	02/28/2035	42		684	
2-3-002-0117	Kula Agricultural Park/Lot #28	County of Maui	Tanaka, Dean H.	Econ. Dvlpmt.	05/01/1989	04/30/2039	50		920	
2-3-002-0118	Kula Agricultural Park/Lot #29	County of Maui	Reese, Thomas(Dr.)	Econ. Dvlpmt.	07/15/1989	07/14/2039	50		1109	
2-3-002-0119	Kula Agricultural Park/Lot #30	County of Maui	Ignacio, Oliver J.	Econ. Dvlpmt.	10/21/1985	10/20/2035	50		1049	8.15 useable acres
2-3-002-0120	Kula Agricultural Park/Lot #31	County of Maui	Ignacio, Oliver	Econ. Dvlpmt.	02/01/1998	01/31/2048	50		1078	
2-4-006-0005(por.)	Upcountry BGCM	County of Maui	Boys & Girls Club of Maui BGCM	Parks	07/01/1995	06/30/1996	1		1	per Mayor memo 1/31/05
2-4-024-0003	Makawao Low Rent Apt.Bldg.	County of Maui	Hale Mahaolu Eha	Human Concerns	10/15/1993	10/14/2068	75		1	
2-4-024-0028	Makawao Post Office	County of Maui	U.S. Postal Service	Finance	04/01/1978	04/01/2033	55		1	EO 2774
2-5-004-0005(por/39A)	Former Maunaolu Campus	County of Maui	Job Corps	Human Concerns	09/01/1985	08/31/2034		49 yr automatic renewal	1	
2-5-004-0005(por/39B)	Maunaolu/Bldg A.F.Shed	County of Maui	Alpha House	Human Concerns	07/01/1990	06/30/2005	15		1	
2-5-004-0005(por/39B)	Maunaolu/Bldg 18	County of Maui	Maui Yth&Fmly Svcs	Human Concerns	07/01/1990	06/30/2015	25		1	
2-5-004-0005(por/39B)	Maunaolu/Bldg 19	County of Maui	Women Helping Women	Human Concerns	07/01/1996	08/30/2026	30		1	License
2-5-004-0005(por/39D)	Former Maunaolu Campus	County of Maui	Job Corps	Human Concerns	09/01/1985	08/31/2034		49 yr auto renewal	1	
2-5-004-0006	Former Maunaolu Campus	County of Maui	Maui Yth&Fmly Svcs	Human Concerns	07/01/1990	06/30/2015	25		1	
2-5-004-0014(por.)	Old Maui High School	County of Maui	Univ. of Hawaii-NIFTAL	Human Concerns	07/10/1987	07/09/2022	35		1	EO 2781
2-5-004-0081	Former Maunaolu Campus	County of Maui	Job Corps	Human Concerns	09/01/1985	08/31/2034		49yr auto renewal	1	
2-5-004-0083	Former Maunaolu Campus	County of Maui	Maui Farm	Human Concerns	03/01/1990	02/28/2045	55		1	
2-6-002-0008	Teacher Cottage Lot	County of Maui	Kaupakalia Rpg Club	Parks	01/01/1995	12/31/2004	10	mo to mo	1	in process to renew w/DHHC
2-8-002-0032(por.)	Halehaku School Lot	County of Maui	Kaupakalia Rpg Club	Parks	01/01/1995	12/31/2004	10	mo to mo	1	in process to renew w/DHHC
2-9-006-006	Hualo School Lot - Remnant	County of Maui	Hono Hula, Inc.	Finance	04/15/2002			Month to Month	144.00	License
3-2-013-0028	Waiehu Golf Pro Shop	County of Maui	Lloyd Yamamoto-Kahului Service	Finance	09/01/2002	08/31/2007	5	27,500/mo	330,000.00	Golf Concession
3-2-013-0027	Waiehu Golf Club House	County of Maui	The Club House Maui	Finance	07/01/2004	06/30/2009	5		36,132	Food Concession

* document expired

** document missing from Dir of Finance files

COUNT OF MAUI LEASE / LICENSE SCHEDULE - BY TMK

NOTE: Based on documentation in Finance Director's Office

Tax Map Key	Property Desc	Lessor	Lessee	Dept	From	To	Years	Terms	Annuals	Memo
3-4-011-0004,0005,0020,0029	Waikuku Junior Tennis Club	County of Maui	Waikuku Tennis Club	Parks	01/01/1993	12/31/2032	40		1	
3-4-011-0018	Maui Aikido Ki Society	County of Maui	Maui Aikido Ki Soc.	Human Concerns	07/01/1995	06/30/2010	15		1	
3-4-012-0022	Iao Theater	County of Maui	Maui Community Theatre	Econ. Dvlpmt.	10/01/2004	09/30/2005			8000	Theater Concession
3-4-012-0022(lot 2)	Blue Hawaii Building/62 Market St.	County of Maui	Lokahi Pacific	Econ. Dvlpmt.	06/19/2002	06/19/2032	30		1	Waikuku Small Business Market Ctr.
3-5-001-0009	Maui Kokua Service	County of Maui	Maui Kokua Service	Human Concerns	07/01/1991	06/30/2001	10		1	* submit council to renew grant/lic
3-7-006-0017(per.)	Kahului Outrigger Canoe Site	County of Maui	Hwn Canoe/Kamali	Parks	01/01/1995	12/31/2014	20		1	License/canoe use
3-8-007-0001(per.)	Central Maui BGCM Clubhouse	County of Maui	Boys & Girls Club of Maui	Parks	01/16/2004	01/15/2039	35		1	Access/Utility easment 1&2
3-8-007-0001(per/lot B)	YMCA Recreational Complex	County of Maui	Maui Family YMCA	Human Concerns	02/06/1987	02/05/2042	55		1	
3-8-007-0001,0002(per/A-4)	Recreational Cmplx Sbdvsn	County of Maui	Arts & Ctr/ Cntr	Parks	02/15/1991	02/15/2046	55		1	
3-8-007-0047	Punana Leo O Maui	County of Maui	Na Leo Pulama O Maui	Human Concerns	02/01/1997	01/31/2052	55		1	
3-6-007-0084	Hale Makua	County of Maui	Hale Makua	Human Concerns	01/01/1995	12/31/2070	75		1	
3-8-007-0095,0096	Hale Mahaolu	County of Maui	Hale Mahaolu	Human Concerns	09/01/1977	08/31/2076	99		1	
3-8-007-0111	Hale Mahaolu Elima	County of Maui	Hale Mahaolu Elima, Inc.	Human Concerns	05/13/1996	05/12/2071	75		1	
3-6-007-0117	MCC Student Housing	County of Maui	Univ. of Hawaii	Human Concerns	12/15/1980	12/15/2035	55		1	
3-8-008-0001(per.)	Drag Strip	County of Maui	Valley Isle Racing Assn.	Parks	10/21/1982			Mo to Mo, 1 mo notice	-	RTU Agreement
3-8-008-0008(per.)	Maui Humane Society	County of Maui	Maui Humane Society	Human Concerns	12/19/1986	12/18/2036	50		1	
3-6-046-0015	J. Walter Cameron Center	County of Maui	J. Walter Cameron Center	Human Concerns	03/01/1969	02/29/2024	55		1	
3-8-046-0016(per.)	J. Walter Cameron Center-10 stalls	County of Maui	J. Walter Cameron Center	Police	06/12/2004	06/11/2005				
3-8-046-0016	Ka Lima O Maui	County of Maui	Ka Lima O Maui	Human Concerns	07/01/1989	06/30/2024	35		1781.28	71.40/mo +5% increase each year
3-8-046-0017	Hale O Mana'o Lana Hou	County of Maui	Hospice Maui	Human Concerns	12/16/1989	12/15/2044	55		1	
3-6-046-0018	Lokahi Pacific Phase I	County of Maui	Lokahi Pacific	Human Concerns	09/14/1982	09/13/2037	55		1	
3-6-046-0019	Maui Hui Malama	County of Maui	Maui Hui Malama	Human Concerns	10/12/1982	10/11/2037	55		-	
3-8-046-0021(per/lot 2-A-1)	Maui Econ. Concerns	County of Maui	Maui Econ. Concerns	Human Concerns	10/23/1995	10/22/2050	55		1	
3-8-046-0021(per/lot 2-A-3)	Big Brothers/Big Sisters of Maui	County of Maui	Big Brothers/Big Sisters	Human Concerns	09/01/1998	09/01/2053	55		1	

* document expired

** document missing from Dir of Finance files

COUNT OF MAUI LEASE / LICENSE SCHEDULE - BY TMK

NOTE: Based on documentation in Finance Director's Office

Tax Map Key	Property Desc	Lessor	Lessee	Dept	From	To	Years	Terms	Annuals	Memo
3-8-046-0021 (por)lot 2-B)	Catholic Charities	County of Maui	Catholic Charities	Human Concerns	05/22/1992	05/21/2047	55		1	
3-8-046-0027	MEO Family Center	County of Maui	J. Walter Cameron Cntr	Human Concerns	05/01/1997	04/30/2052	55		1	
3-8-046-0029	Nurse's Residence	County of Maui	Pan Pacific Med. Dev.	Human Concerns	08/01/1988	07/31/2023	35		-	Rent contingent on for-profit use
3-9-005-0052	In-Line Skate Park	County of Maui	Maui In-Line Hockey Assn	Parks	07/01/1997	06/30/2012	5	5yr with 10yr opt to ext Mo to Mo	1	opt to use 10yr extension 6/02-6/12 per Mayor memo
3-9-005-0011 (por.)	Old Kihei School, Bldg G	County of Maui	Kihei Youth Center, Inc.	Parks	06/01/1983				1	1/31/05
3-9-006-0011 (por.)	Youth Center Building	County of Maui	Kihei Youth Center, Inc.	Parks	09/01/1998	09/01/2003	5		1	per Mayor memo
4-6-001-0009 (por.)	Lahaina Courthouse (Old)	County of Maui	Lahaina Restoration Foundation	Parks	03/15/2000	03/15/2009	7		1	1/31/05 extension of 7 yrs from 2002
4-6-007-0001	Malu ulu o Ieie Park	County of Maui	Friends of Mokuula	Parks	01/02/2002	01/01/2037	35		1	Dept Incl HHC, EO 3430
4-6-007-0002,0036 (por.)	Malu ulu o Ieie Park	County of Maui	Friends of Mokuula	Parks	01/02/2002	01/01/2022	20		1	Dept Incl HHC, License Agreement
4-6-008-0043,0044	Hale Aloha, Hale Pahao	County of Maui	Lahaina Restoration Foundation	Parks	01/10/1985	01/11/2005	20		1	
4-6-012-0006	West Maui BGCM Clubhouse	County of Maui	West Maui Youth Center	Parks	07/01/1995	05/30/1996	1		1	per Mayor memo 1/31/05
4-6-015-0001 (por.)	West Maui Resource Center	County of Maui	Maui Economic Concerns	Human Concerns	11/06/2001	11/05/2056	55		1	
4-8-002-0046	Ukumehame Aquaculture	County of Maui	Johann Sosna	Econ. Dvlpmnt	11/01/2001	10/31/2021	20		350	
4-9-014-0010 (por.)	Lanai Youth Center	County of Maui	Lanai Comm. Association	Parks	07/01/1995	05/30/1996	1		1	per Mayor memo 1/31/05
5-3-001-0003	Molokai Yacht Club	County of Maui	Molokai Yacht Club	Parks	10/06/1989	10/05/2049	50		1	License
5-3-002-0168	Moi Home Pumahana	County of Maui	Hale Mahaolu	Human Concerns	12/05/1980	12/04/2079	99		1	
5-3-009-0022	Molokai Rehab Facility	County of Maui	Molokai Occupational Cntr	Human Concerns	04/30/1996	04/29/2006	10		1	Sublease Assigned
Undesignated 1	Vending Machines(Molokai)	County of Maui	PK Dist LLC	Finance	12/01/2002	11/30/2007	5		10%income	Soda Concession
Undesignated 2	Vending Machines(Maui)	County of Maui	Star Ice & Soda	Finance	11/01/2002	10/31/2007	5		2%income	Soda Concession

COUNTY OF MAUI
DEPARTMENT OF WATER SUPPLY

January 19, 2005

TO: All Division Heads

THROUGH: George Y. Tengan
Director of Dept. of Water Supply

FROM: Holly Perdido
Waterworks Fiscal Officer

SUBJECT: Schedule of Charges for Service Installation and Jobbing Work
Effective July 1, 2005

The following will be charged for service installations and jobbing work on job orders effective July 1, 2005:

FLAT RATE CHARGES:

1. New Installation of 5/8" meter
Existing cast iron meter box & fittings \$75.00

New Installation of 3/4" and 1" meters
Existing cast iron meter box & fittings \$135.00

Flat charge applies only on installations requested by consumers at locations with existing service lateral.
2. Temporary Construction meter installations \$405.00

Installations are subject to the " Application and Agreement of Terms & Conditions for a Permit to use a Fire Hydrant or Standpipe for a Temporary Meter."
3. Replacement of Ball Valves
(If work involves more than a simple replacement other charges may be assessed)

3/4"	ball valve	\$76.00
1"	ball valve	\$83.00
1-1/4"	ball valve	\$102.00
1-1/2"	ball valve	\$107.00
2"	ball valve	\$123.00
4. Restoring of Water Service (After Meter is Locked) \$100.00

CHARGES BILLED ON ACTUAL COST:

1. DEPOSITS

All jobs will require a cash deposit and upon completion, the customer will be billed or refunded the difference between the deposit and actual cost to do the job.

All meter upgrades, reinstallations and relocations (Minimum charge - \$135.00)	DEPOSIT	\$400.00
--	---------	----------

Installation of greater than 1" permanent meters (Minimum charge - \$135.00)	DEPOSIT	\$400.00
---	---------	----------

Installation of service lateral (1" or 1-1/4") requiring tapping the mainline		
Same side of road	DEPOSIT	\$1,000.00
Opposite side of road	DEPOSIT	\$1,500.00
Paving costs	DEPOSIT	\$1,500.00

Corporation Tap - Wet tap existing waterline with corporation stop	DEPOSIT	\$300.00
--	---------	----------

Tap-in - Wet tap existing waterline with tapping sleeve and gate valve (Tap sizes: 4", 6", 8", 12")	DEPOSIT	\$550.00
--	---------	----------

Tie-in - Removal of plug or cap from existing waterline and connect new waterline		
Sizes: 4", 6", 8"	DEPOSIT	\$550.00
Sizes: 12" and over	DEPOSIT	\$700.00

Cut-in - Installation of fitting and/or valve in existing waterline		
Sizes: 4", 6", 8"	DEPOSIT	\$850.00
Using A/C pipe	DEPOSIT	\$1,250.00
Sizes: 12" and over	DEPOSIT	\$1,250.00
Using A/C pipe	DEPOSIT	\$1,700.00

Overtime work	ADDITIONAL DEPOSIT	\$700.00
---------------	--------------------	----------

The contractor shall furnish all fittings, pipes, and valves as well as all excavation, back fill work and reaction blocks for connections. The contractor shall have equipment and equipment operator at the job site to lower pipe, fittings, valves or tapping machine into the trench. A higher deposit may be required for complex connections or hazardous conditions.

2. LABOR (includes overhead)

Job Costing

PER HOUR	\$33.39
OVERTIME - PER HOUR	\$50.09

Inspection

PER HOUR	\$47.43
OVERTIME - PER HOUR	\$71.15

3. MATERIALS (includes 20% stores expense)

(see attached)

4. EQUIPMENT

(see attached)

5. TRANSPORTATION

Per mile	\$0.37
----------	--------

6. PATCHING

Without base course

per sq. yd.	\$15.33
per sq. ft.	\$1.85

With base course

per sq. yd.	\$23.10
per sq. ft.	\$2.73

Hot Mix

per ton	\$64.00
---------	---------

Cold Mix

per ton	\$61.00
---------	---------

Sand

per ton	\$13.00
---------	---------

Crushed Rock

half ton	\$9.70
----------	--------

7. MEALS

Breakfast

\$4.25

Lunch

\$4.75

Dinner

\$6.00

EQUIPMENT CHARGES
Effective July 1, 2005

<u>ID NO.</u>		<u>RATE PER HOUR</u>
AIR COMPRESSORS:		
(Add charge for either compactor, drilling machine, or breaker)		
3	105 CFM, gasoline powered	\$9.00
6	160 CFM, diesel powered	\$13.50
8	125 CFM, diesel powered	\$15.00
9	185 CFM, diesel powered	\$17.00
CHAIN SAWS:		
	18 "	\$8.75
	36"	\$9.75
COMPACTORS:	12", 22", AND 24" shoe	\$11.25
BOOM TRUCK:	International Boom Truck	\$58.25
	2001 Ford 350 w/crane	\$47.75
DIGGER:	Post Hole Digger C71-5, 8" auger	\$11.50
DRILLING MACHINE:	Mueller CL-12 w/601 air motor	FLAT RATE \$55.00
FORKLIFT:	Wiggins W66ST, 1976, 6,000 lbs. 14 ft. lift	\$22.50
GENERATOR:	Kohler, 3 KW electric, on wheels	\$8.75
PAVEMENT BREAKERS:	69 lbs. and 95 lbs. w/50-foot air hose	\$7.75
PAVEMENT SAW	Rebuilt saw	\$7.75
ROLLER	Hamm Tandem Drum Roller	\$47.75
ASPHALT RECYCLER:	KM 8000T Asphalt Recycler - Trailer Mounted (Rate is per usage)	\$44.00
TRACK or RUBBER TIRE LOADERS:		
	Case 580CK, 1968, Construction King Backhoe-Loader (Molokai)	\$39.25
12	Case 580K, 1990, Backhoe-Loader, diesel driven, rubber tire.	\$39.25
	Case 580M, 2002, Backhoe-Loader, diesel driven, rubber tire. with extendahoe	\$61.50
29	John Deere 410D, 1993, Backhoe, diesel driven (Tractor)	\$61.50
44	John Deere 410E, 1995, Backhoe, diesel driven (Tractor)	\$61.50
TRAILERS:		
	103 Miller OT 24HV2, 12-ton 2 axle tilt-type, hydr. vacuum	\$13.50
	102 Zieman, 1978, 32000 lbs., tandem axle, full air breading, automatic breakaway system	\$17.00
	101 Trail King Trailer	\$17.00
	105 Zieman Trailer	\$17.00
	104 Trail King Trailer	\$17.00
TRUCKS: (Add charge for trailer of forklift)		
198/1044	International, 1970, 20,000 GVW Flatbed Dump Truck	\$15.00
497/1064	International, 1979, 27,500 GVW Flatbed Dump Truck	\$38.25
1011	International, 1991 Dump Truck	\$51.00
1704	International, 1998 Dump Truck	\$55.00
1170	Ford, 1986 Dump Truck	\$45.00
1899/2001	Peterbilt, 2005 Model 378 Dump Truck	\$65.00
WATER PUMP:	CMC, Heavy Duty, 2" x 2"	\$9.75
WELDER:	P & H, 200 amps, gasoline driven	\$8.75

DEPARTMENT OF WATER SUPPLY
MATERIALS UNIT COST
Effective July 1, 2005
Page 1

	1/4"	1/2"	3/4"	1"	1-1/4"	1-1/2"	2"	2-1/2"	3"	4"
GATE VALVE	---	---	19.79	17.25	22.32	30.20	56.05	148.34	96.75	93.60
CHECK VALVE	---	---	23.11	20.45	20.45	42.95	53.00	97.25	189.15	---
BALL VALVE	---	---	18.53	28.80	20.45	56.17	82.15	132.25	195.16	---
MALE ADAPTER	---	1.20	1.82	2.35	4.35	3.16	4.08	24.35	22.95	39.50
BRASS COCK	3.45	13.80	19.25	25.40	31.42	42.95	64.44	138.62	---	---
SERVICE COUPLER	---	---	5.84	8.80	14.30	26.39	36.75	38.95	---	---
COUPLINGS:										
Standard Brass T X T	0.65	---	1.16	1.68	4.09	4.70	7.45	9.28	13.46	---
Copper to Copper	0.19	0.25	0.36	0.62	1.25	1.48	1.75	---	12.16	---
Galvanized	---	---	0.74	1.21	1.81	1.99	2.78	8.72	10.35	20.21
Service x 6	---	14.26	18.29	14.89	18.28	19.33	---	---	---	---
Service x 12	---	---	32.19	26.52	37.75	39.40	66.62	81.02	67.56	108.08
Meter Coupling	---	---	---	---	---	6.32	---	---	---	---
Coupler, PJ, Male	---	---	6.50	6.53	11.46	18.68	30.06	---	---	---
Coupler, PJ, Female	---	---	6.34	9.28	15.13	15.42	22.80	32.80	---	---
ELBOWS 45°:										
Copper to Copper	---	---	---	---	0.82	0.76	1.18	3.92	15.66	---
Galvanized	---	---	0.92	1.03	1.60	1.28	1.74	3.98	6.31	10.12
ELBOWS 90°:										
Copper to Copper	---	0.26	1.09	1.34	1.47	2.91	4.48	17.70	18.29	---
Standard Brass T X T	---	---	1.86	2.17	5.17	4.29	8.16	13.12	18.29	---
Galvanized	---	---	0.50	0.90	1.60	3.12	3.28	11.21	12.46	24.30
Galvanized Street	---	---	0.74	1.31	1.72	2.29	2.97	15.16	15.99	19.16
PIPES:										
Copper Type K	---	0.77	1.82	3.43	4.14	4.98	6.90	9.30	4.93	8.35
Galvanized	---	0.58	0.78	1.05	1.75	1.84	2.54	3.66	5.12	8.51
Drisco 5100	---	---	---	0.74	0.96	1.28	1.86	---	---	---
Drisco 8600	---	---	---	---	---	0.86	2.18	---	---	---
PLUG - Galvanized	---	0.60	0.82	0.68	1.18	2.06	3.92	8.60	8.08	9.53
UNIONS:										
Copper to Copper	---	---	4.16	3.48	11.16	1.86	13.88	13.88	---	---
Copper to Female	---	---	4.42	13.36	21.18	13.18	34.00	59.66	---	---
Copper to Male	---	---	4.91	12.17	8.72	14.64	17.42	72.00	---	---
Standard Brass T X T	---	---	3.46	4.72	12.15	10.45	12.83	38.46	48.98	---
Galvanized	---	---	1.62	2.35	3.81	4.02	5.34	15.44	13.67	62.44

Corporation Stop	
1/2	7.94
1/2 X 3/4	10.86
3/4 X 3/4	14.33
3/4 X 1	13.56
1 X 1	5.77
1 X 1-1/4	28.43
1-1/4 X 1-1/2	51.17
1-1/2 X 2	54.80
2 X 2-1/2	67.49

Ball Corporation	
1/2	8.05
1/2 X 3/4	12.00
3/4 X 3/4	14.51
3/4 X 1	21.95
1 X 1	18.14
1 X 1-1/4	2.00
1-1/4 X 1-1/2	83.48
1-1/2 X 2	83.48
2 X 2-1/2	119.69

DEPARTMENT OF WATER SUPPLY
MATERIALS UNIT COST
Effective July 1, 2005
Page 2

TEES	T X T	C - C	GALV.
3/4	1.78	1.30	0.94
3/4 x 3/4 x 1	---	0.50	---
1	3.05	3.04	1.52
1 x 1 x 3/4	---	3.49	---
1 x 1 x 1-1/2	---	1.98	---
1-1/4	3.95	5.42	2.41
1-1/4 x 1 x 1	---	6.46	---
1-1/4 x 1-1/4 x 1	---	3.83	---
1-1/2	4.87	7.87	2.68
1-1/2 x 1 x 1	---	1.62	---
1-1/2 x 1-1/2 x 1	---	4.33	---
1-1/2 x 1-1/2 x 1-1/4	---	8.19	---
1-1/2 x 1-1/2 x 1-1/2	---	23.20	---
2	9.71	11.65	4.32
2 x 2 x 1	---	8.30	---
2 x 2 x 1-1/4	---	8.20	---
2 x 2 x 1-1/2	---	4.90	---
2-1/2	21.02	3.23	13.96
2-1/2 x 2-1/2 x 1	---	24.31	---
2-1/2 x 2-1/2 x 1-1/4	---	5.57	---
2-1/2 x 2-1/2 x 1-1/2	---	5.57	---
2-1/2 x 2-1/2 x 2	---	5.57	---
3	25.19	---	14.69
4	---	---	34.72

LEAK REPAIR CLAMP	
1/2 x 3	5.03
3/4 x 3	4.98
3/4 x 6	9.06
1 x 3	5.44
1 x 6	10.28
1-1/4 x 3	5.85
1-1/4 x 6	9.53
1-1/2 x 3	5.87
1-1/2 x 6	12.20
2 x 3	6.40
2 x 6	13.86
2-1/2 x 3	5.21
2-1/2 x 6	12.77
3 x 6	14.18
4 x 6	14.31

NIPPLES	BRASS	GALV.
1/2 x 4	1.24	0.40
1/2 x 6	---	0.58
3/4 x Close	1.13	---
3/4 x 2	1.32	---
3/4 x 2-1/2	0.82	---
3/4 x 4	2.06	0.44
3/4 x 6	2.26	1.00
3/4 x 8	3.48	---
1 x 2-1/2	1.85	---
1 x 4	2.81	0.61
1 x 6	4.04	1.13
1-1/4 x 4	3.58	1.08
1-1/4 x 6	7.04	1.24
1-1/2 x 4	4.54	0.74
1-1/2 x 6	6.86	1.70
2 x 4	5.74	1.03
2 x 6	9.72	1.99
2-1/2 x Close	9.78	---
2-1/2 x 4	12.06	3.19
2-1/2 x 6	18.49	4.34
3 x 4	---	4.68
3 x 6	21.77	4.57
4 x 6	30.89	5.86

SERVICE SADDLES		
1-1/2 x 3/4	Galvanized	91.00
2 x 3/4	Galvanized	16.02
2 x 1	Galvanized	13.83
2-1/2 X 3/4	Galvanized	9.80
2-1/2 X 1	Galvanized	15.12
3 x 3/4	Galvanized	46.30
4 x 3/4	Galvanized	26.88
4 x 1	Galvanized	29.88
4 x 1-1/2	Galvanized	33.13
3 x 1	AC	26.29
4 x 3/4	AC	34.44
4 x 1	AC	57.65
4 x 1-1/4	AC	42.46
4 x 1-1/2	AC	45.08
6 x 3/4	AC	70.69
6 x 1	AC	74.70
6 x 1-1/4	AC	69.66
6 x 1-1/2	AC	50.95
6 x 2	AC	40.97
8 x 1	AC	58.45
8 x 3/4	AC	94.06
8 x 1-1/4	AC	52.70
8 x 1-1/2	AC	98.58
8 x 2	AC	81.08
10 x 2	AC	142.92
12 x 3/4	AC	80.10
12 x 1	AC	85.39
12 x 1-1/4	AC	84.88
12 x 1-1/2	AC	171.42
12 x 2	AC	84.16

FULL CIRCLE CLAMP	
4 x 8	60.03
4 x 12	170.14
4 x 15	108.64
6 x 12	127.26
8 x 8	66.68
8 x 12	124.30
12 x 16	256.39

DEPARTMENT OF WATER SUPPLY
MATERIALS UNIT COST
Effective July 1, 2005
Page 3

REDUCERS	C - C	BRASS	GALV.
3/4 x 1/2	---	2.76	0.78
1 x 3/4	1.38	3.86	1.60
1-1/4 x 3/4	---	---	0.68
1-1/4 x 1	2.24	3.74	0.86
1-1/2 x 3/4	---	4.36	0.92
1-1/2 x 1	1.55	4.58	0.93
1-1/2 x 1-1/4	3.01	5.08	1.66
2 x 3/4	---	6.55	1.35
2 x 1	5.82	6.75	1.36
2 x 1-1/4	2.11	6.66	1.35
2 x 1-1/2	1.74	6.66	2.47
2-1/2 x 1	5.62	4.12	2.77
2-1/2 x 1-1/4	4.35	---	2.66
2-1/2 x 1-1/2	4.68	10.75	6.15
2-1/2 x 2	4.82	11.75	15.65
3 x 1-1/2	---	---	3.64
3 x 2	---	---	7.72
3 x 2-1/2	---	14.66	3.66
4 x 2	---	---	17.82
4 x 2-1/2	---	---	16.57
4 x 3	---	---	12.83

STAINLESS STEEL INSERTS		
1"	5100	1.25
1-1/4"	5100	1.02
1-1/2"	5100	1.31.543
2"	5100	1.49

MISCELLANEOUS ITEMS	
THREADED RODS	1.76
SEALING TAPE	0.63
CEMENT - 1 BAG	10.78
HOSE REDUCER 2-1/2 x 1-1/2	20.15
HOSE NIPPLE 2-1/2	19.66
DOUBLE HOSE CONNECTION 2-1/2	138.22
SLIDING VALVE BOX	37.15
TAPPING SLEEVE 6 x 6	205.11
PLASTIC METER BOX	17.25
CAST IRON METER BOX 5/8 & 3/4	144.77
CAST IRON METER BOX 1, LONG	220.10
CAST IRON METER BOX 5/8 & 3/4 - LONG	142.78

HYDRANT RISER	
6 x 6	32.17
6 x 12	43.58
6 x 18	47.57

HYDRANT BURY	
6 x 30	115.94
6 x 36	105.89
6 x 42	127.62
6 x 48	128.29

HYDRANTS & ACCESSORIES	
#5 FIRE HYDRANT	535.36
#2-1/2 WHARF HYDRANT	235.68
6" HYDRANT GASKET	9.35
5/8 x 3 HYDRANT BOLTS	2.10
5/8 x 3 MACHINE BOLTS	0.43
5/8 x 3 T/HEAD BOLTS	1.43

COUPLINGS, COMPRESSION	GALV.
3/4 x 4	1.96
3/4 x 10	8.27
1 x 4	6.72
1 x 10	9.38
1-1/4 x 4	1.70
1-1/2 x 4	3.23
1-1/2 x 10	14.44

BUSHINGS	BRASS	GALV.
1/2 x 3/8	0.60	0.77
3/4 x 3/8	0.85	---
3/4 x 1/2	0.76	0.77
1 x 3/4	1.30	0.95
1-1/4 x 3/4	1.66	0.48
1-1/4 x 1	3.00	0.42
1-1/2 x 3/4	2.98	0.96
1-1/2 x 1	2.53	1.86
1-1/2 x 1-1/4	2.53	1.43
2 x 3/4	4.12	1.98
2 x 1	4.40	2.15
2 x 1-1/4	5.52	2.08
2 x 1-1/2	3.78	1.84
2-1/2 x 3/4	21.98	---
2-1/2 x 1	10.73	3.30
2-1/2 x 1-1/4	5.48	3.00
2-1/2 x 1-1/2	6.86	2.68
2-1/2 x 2	7.97	3.07
3 x 1	---	3.26
3 x 1-1/4	---	1.06
3 x 1-1/2	---	3.04
3 x 2	---	7.54
3 x 2-1/2	8.44	3.57
4 x 1-1/2	---	8.68
4 x 2	---	7.89
4 x 2-1/2	38.80	8.72
4 x 3	21.80	9.16

RECEIVED

WE HEREBY CERTIFY that the foregoing BILL NO. 45 (2005), Draft 1


2005 MAY 23 PM 4:00


1. Passed FINAL READING at the meeting of the Council of the County of Maui, State of Hawaii, held on the 23rd day of May, 2005, by the following vote:

G. Riki HOKAMA Chair	Robert CARROLL Vice-Chair	Michelle ANDERSON	Jo Anne JOHNSON	Dain P. KANE	Dennis A. MATEO	Michael J. MOLINA	Joseph PONTANILLA	Charmaine TAVARES
Aye	Aye	Aye	No	Aye	Aye	Aye	Aye	Aye


2. Was transmitted to the Mayor of the County of Maui, State of Hawaii, on the 23rd day of May, 2005.

DATED AT WAILUKU, MAUI, HAWAII, this 23rd day of May, 2005.

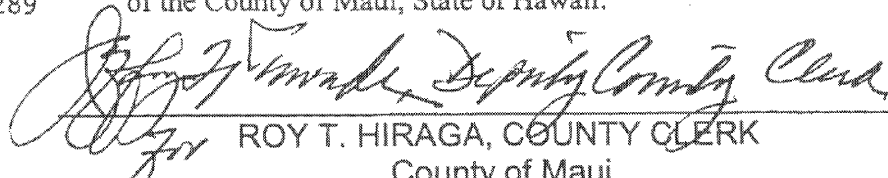

G. RIKI HOKAMA, CHAIR
Council of the County of Maui


ROY T. HIRAGA, COUNTY CLERK
County of Maui

THE FOREGOING BILL IS HEREBY APPROVED THIS 29 DAY OF May, 2005.


ALAN M. ARAKAWA, MAYOR
County of Maui

I HEREBY CERTIFY that upon approval of the foregoing BILL by the Mayor of the County of Maui, the said BILL was designated as ORDINANCE NO. 3289 of the County of Maui, State of Hawaii.


ROY T. HIRAGA, COUNTY CLERK
County of Maui

Passed First Reading on May 16, 2005.
Effective date of Ordinance July 1, 2005.

I HEREBY CERTIFY that the foregoing is a true and correct copy of Ordinance No. 3289, the original of which is on file in the Office of the County Clerk, County of Maui, State of Hawaii.

Dated at Wailuku, Hawaii, on

County Clerk, County of Maui

RECEIVED

2005 MAY 21 AM 11:58

ORDINANCE NO. 3288

BILL NO. 44 (2005)

A BILL FOR AN ORDINANCE RELATING TO THE
CAPITAL PROGRAM FOR THE FISCAL YEAR
ENDING JUNE 30, 2006

BE IT ORDAINED BY THE PEOPLE OF THE COUNTY OF MAUI:

SECTION 1. This ordinance may be referred to as the "Fiscal Year 2006 Capital Program."

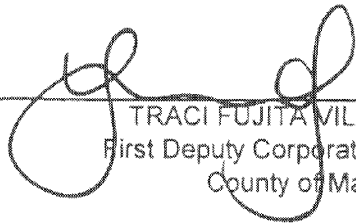
SECTION 2. Pending Capital Improvement Projects. The Capital Improvement Project Report as of December 31, 2004, is set forth in Appendix A (attached hereto and made a part hereof).

SECTION 3. Proposed Capital Improvements Program for Fiscal Years 2006 through 2011. The proposed Capital Improvements Program for Fiscal Years 2006 through 2011 is set forth in Appendix B (attached hereto and made a part hereof).

SECTION 4. If any provision of this ordinance, or the application thereof to any person or circumstance, is held invalid by a court of competent jurisdiction, the invalidity shall not affect other provisions or applications of the ordinance which can be given effect without the invalid provision or applications, and to this end, the provisions of this ordinance are severable.

SECTION 5. This ordinance shall take effect on July 1, 2005.

APPROVED AS TO FORM AND LEGALITY:



TRACI FUJITA VILLAROSA
First Deputy Corporation Counsel
County of Maui

COUNTY OF MAUI

CAPITAL IMPROVEMENT PROJECTS REPORT

AS OF DECEMBER 31, 2004

AAYY-NNN-XXXXXX

AA - Source of funding

YY - Project Year (Budgeted Year)

NNN - IFAS Sub-fund

XXXXXX - Index (Appropriation #)

AA-Source of Funding Descriptions:

GF -	General Fund
GF/LN -	General Fund Loan
HY -	Highway Fund
BY -	Bikeway Fund
WM -	Waste Management Fund
SW -	Solid Waste Fund
PA -	Parks Assessment Fund
SA -	Sewer Assessment Fund
GO -	Bond Issued
FF -	Federal Funds
SH -	State Funds
SH/LN -	State Revolving Fund
HCDCH -	Hsg. & Comm. Dev. Corp. of Hawaii
PV -	Private Funds
IL -	Interim Loan.

County of Maui
Capital Improvement Projects Report
As of 12/31/04

13-901 DRAINAGE	Original Appropriation	Allotted To Date	Expenditure Prior Years	Expenditure Current Year	Amount Lapsed	Encumbrance	Allotment Balance
Wailuku-Kahului Community Plan District							
WAILUKU DRAINAGE IMPROVEMENT							
GF91-301-361014: Lapse 12/31/91	350,000.00	350,000.00	349,409.15			590.85	
ALEO PLACE DRAINAGE IMPRVMENT							
HY05-302-357007: Lapse 12/31/05	350,000.00	350,000.00					350,000.00
	700,000.00	700,000.00	349,409.15	0.00	0.00	590.85	350,000.00
Kihei-Makena Community Plan District							
KIHEI DRAINAGE/FLOOD							
GF92-301-371062: Lapse 12/31/92	200,000.00	65,000.00	63,617.50			1,382.50	
GO99-360-391200: Lapse 12/31/99	1,400,000.00	315,000.00	312,645.20			2,354.80	
KIHEI DRAINAGE MASTER PLAN							
HY05-302-357010: Lapse 12/31/05	350,000.00	350,000.00		312.99		349,687.01	
	1,950,000.00	730,000.00	376,262.70	312.99	0.00	353,424.31	0.00
Lahaina Community Plan District							
HONOLUA WATERSHED							
GF86-301-317792: Lapse 12/31/86	60,000.00	54,291.25	53,593.75			697.50	
KAHANA DAM STR 5 MOD. NRCS							
FF98-321-382500 USDA NRCS	100,000.00	100,000.00	84,000.00				16,000.00
LAHI WATERSHED EIS USDA NRCS							
FF02-321-382501:	129,170.00	129,170.00	100,000.00			29,170.00	
	289,170.00	283,461.25	237,593.75	0.00	0.00	29,867.50	16,000.00
Molokai Community Plan District							
KAUNAKAKAI DRAINAGE (98 GO)							
GO98-359-371350: Lapse 12/31/97	800,000.00	800,000.00				800,000.00	
GO00-361-391255: Lapse 12/31/99	890,000.00	885,372.80	577,503.75	307,869.05			
GF01-301-317002: Lapse 12/31/01	250,000.00	250,000.00	8,269.16	204,147.54	37,583.30		
GO02BC-365-331250: Lapse 12/31/03	1,200,000.00	950,000.00	28,267.87	30,801.77	374,835.17	516,095.19	
GO05-364-341201: Lapse 12/31/04							
KAUNAKAKAI STREAM RESTORATION/R							
GO05-364-341202: Lapse 12/31/04	200,000.00	200,000.00				200,000.00	
	3,340,000.00	3,085,372.80	614,040.78	542,818.36	412,418.47	1,516,095.19	0.00
TOTAL DRAINAGE	6,279,170.00	4,798,834.05	1,577,306.38	543,131.35	412,418.47	1,899,977.85	366,000.00

County of Maui
Capital Improvement Projects Report
As of 12/31/04

13-903 GOVERNMENT FACILITIES

Hana Community Plan District

HANA AIRPORT 800 MHZ COMMUNICTN
GO02-363-343210: Lapse 12/31/04
KEANAE 800 MHZ COMMCTN SHELTR
GO02-363-343212: Lapse 12/31/04

Pala-Haiku Community Plan District

KAUNOA SR DANCE & EXERCISE BLDG
GF03-301-333001: Lapse 12/31/03
GF03-301-333002: Lapse 12/31/03
WELLNESS BLDG KAUNOA SR CTR
GO02-363-343213: Lapse 12/31/04

Makawao-Pukalani-Kula Community Plan District

KULA AGRICULTURAL PARK

GF05-301-353001: Lapse 12/31/05
MAKAWAO POLICE STATION RESTROO
GF02-301-323002: Lapse 12/31/02

Waileku-Kahului Community Plan District

MAUI ARTS & CULTURAL CENTER

SH97-323-373007:
KALANA O MAUI BUILDING

GF02-301-323005: Lapse 12/31/02
GO02BC-365-333306: Lapse 12/31/03
GO05-364-333307: Lapse 12/31/03
GO05-364-343204: Lapse 12/31/04
KALANA PAKUI BUILDING

GF02-301-323015: Lapse 12/31/02
GO02-363-323201: Lapse 12/31/02
MEO TRANSIT FACILITY GRANT

GO96-357-363355: Lapse 12/31/96
GO98-359-363361: Lapse 12/31/96
WAILUKU POLICE STATION IMPVT
GO96-357-313002: Lapse 12/31/01

Original Appropriation	Allotted To Date	Expenditure Prior Years	Expenditure Current Year	Amount Lapsed	Encumbrance	Allotment Balance
120,000.00	120,000.00	383.80			119,616.20	
150,000.00	150,000.00		34.89	23,254.12	126,710.99	
270,000.00	270,000.00	383.80	34.89	23,254.12	246,327.19	0.00
40,000.00	40,000.00		25,850.00		14,150.00	
60,000.00	60,000.00	45,715.00	14,285.00			
411,207.00	411,207.00			411,207.00		
511,207.00	511,207.00	45,715.00	40,135.00	411,207.00	14,150.00	0.00
100,000.00	100,000.00		160.00		2,449.57	97,390.43
30,000.00	30,000.00	6,848.40	608.40	2,251.00	20,292.20	
130,000.00	130,000.00	6,848.40	768.40	2,251.00	22,741.77	97,390.43
1,529,861.44	1,926,030.92	1,918,254.04	4,550.44		3,226.44	
100,000.00	100,000.00	97,072.91		787.09	2,140.00	
580,000.00	580,000.00	99,303.61	80,800.93	349,917.90	49,977.56	
1,120,000.00	827,992.54	103,073.32	418,115.40		306,803.82	
700,000.00	700,000.00		98,324.46		601,675.54	
500,000.00	500,000.00	443,670.97		16,747.36	39,581.67	
500,000.00	500,000.00	387,463.35		53,309.29	59,227.36	
48,000.00	48,000.00				48,000.00	
200,000.00	200,000.00				200,000.00	
250,000.00	250,000.00	228,323.79		11,238.21	10,438.00	

County of Maui
Capital Improvement Projects Report
As of 12/31/04

13-903 GOVERNMENT FACILITIES	Original Appropriation	Allotted To Date	Expenditure Prior Years	Expenditure Current Year	Amount Lapsed	Encumbrance	Allotment Balance
CENTRAL MAUI YOUTH CTR DESIGN							
GF03-301-333003: Lapse 12/31/03	50,000.00	50,000.00	45,408.50	4,591.50			
GO05-364-343209: Lapse 12/31/04	2,000,000.00						
WAILUKU MUNICIPAL MULTIPURPOSE							
GF03-301-333006: Lapse 12/31/03	75,000.00	75,000.00	63,125.55		153.85	11,720.60	
CENTRAL MAUI LAND ACQUISITION							
GO06-366-353200: Lapse 12/31/05	1,200,000.00						
	8,852,861.44	5,757,023.46	3,385,696.04	606,382.73	432,153.70	1,332,790.99	0.00
Kihei: Makena Community Plan District							
WALEA FIRE STATION DESIGN							
GF02-301-323006: Lapse 12/31/02	300,000.00	300,000.00	288,989.36		4,050.00	6,960.64	
GO02-363-323017: Lapse 12/31/02	8,000,000.00	8,000,000.00	6,211,486.68		1,621,302.81	167,210.51	
SOUTH MAUI POLICE STATION							
GF03-301-333007: Lapse 12/31/03	50,000.00	50,000.00			807.00	49,193.00	
	8,350,000.00	8,350,000.00	6,500,476.04	0.00	1,626,159.81	223,364.15	0.00
Lahaina Community Plan District							
LAHAINA FIRE STATION RENOVATIONS							
GO05-364-343205: Lapse 12/31/04	150,000.00	149,917.01		8,560.36	.09	141,356.56	
WEST MAUI SENIOR CTR GO 02 B&C							
GO02-363-323018: Lapse 12/31/02	1,750,000.00	1,750,000.00	1,205,144.00	491,274.00		53,582.00	
LAHAINA CIVIC CTR IMPROVEMENT							
GF03-301-333008: Lapse 12/31/03	135,000.00	135,000.00	125,704.90			9,295.10	
FRONT ST PARKING LOT							
GO05-364-343206: Lapse 12/31/04	50,000.00	2,603.64		1,530.20	1,073.44		
UKUMEHAME LAND ACQUISITION							
GO05-364-343207: Lapse 12/31/04	4,000,000.00	4,000,000.00					4,000,000.00
WEST MAUI RESOURCE CENTER GO03							
GO05-364-323224: Lapse 12/31/02	4,000,000.00	4,000,000.00	3,890,458.24	109,541.76			
	10,085,000.00	10,037,520.65	5,221,307.14	610,906.32	1,073.53	204,233.66	4,000,000.00
Lanai Community Plan District							
LANAI COMM CTR SITE SELECTION							
GF02-301-323009: Lapse 12/31/02	150,000.00	150,000.00		150,000.00			
LANAI POLICE STATION (98 GO)							
GO98-359-313004: Lapse 12/31/01	300,000.00	300,000.00	255,331.80	37,465.00		7,203.20	
GO02-363-333219: Lapse 12/31/03	3,599,600.00	3,599,600.00	3,183,884.00	415,716.00			
CIP Quarterly Report							02/07/2005 17:01:58

County of Maui
Capital Improvement Projects Report
As of 12/31/04

13-903 GOVERNMENT FACILITIES

Original Appropriation	Allotted To Date	Expenditure Prior Years	Expenditure Current Year	Amount Lapsed	Encumbrance	Allotment Balance
300,000.00	300,000.00		98,336.89		13,506.67	188,156.44
4,349,600.00	4,349,600.00	3,439,215.80	701,517.89	0.00	20,709.87	188,156.44
Molokai Community Plan District						
MOLOKAI PROJECT						
GO98-359-393356: Lapse 12/31/94	300,000.00	10,592.84			289,407.16	
MOLOKAI POLICE COTTAGES						
GF03-301-333011: Lapse 12/31/03	50,000.00	47,360.00	2,640.00			
PUU O HOKU 800MHZ COMMCTN CTR						
GO96-357-343215: Lapse 12/31/04	150,000.00		34.89		114,597.48	
GO06-366-343220: Lapse 12/31/04	53,300.00			35,367.63		
MOLOKAI GENERAL HOSPITAL						
GF05-301-353002: Lapse 12/31/05	250,000.00					250,000.00
NEW KAUNAKAKAI FIRE STATION						
GO05-364-353201: Lapse 12/31/05	300,000.00				22,597.50	
1,103,300.00	772,597.50	57,952.84	2,674.89	35,367.63	426,602.14	250,000.00

County-Wide Community Plan District

KALANA O MAUI BLDG IMPRVMENTS						
GO05-364-353202: Lapse 12/31/05						
CW FIRE FACILITIES 2003						
GF03-301-333013: Lapse 12/31/03	75,000.00	63,241.62	6,041.69	5,716.69		
GF05-301-353004: Lapse 12/31/05	250,000.00		3,470.84		110,497.00	136,032.16
CW EQUIPMENT						
GO01-362-313300: Lapse 12/31/01	3,826,916.95	3,767,440.88			59,476.07	
GO02BC-365-333300: Lapse 12/31/03	1,000,000.00	904,994.09		7,368.67	22,663.82	
GO05-364-333301: Lapse 12/31/03	3,400,000.00	770,427.01	298,287.42	65,075.02	1,966,374.40	
GO05-364-343300: Lapse 12/31/04	5,715,000.00	1,188,463.91	1,052,716.62	16,194.61	3,288,239.73	
GO05-364-353300: Lapse 12/31/05	3,665,000.00		25,061.05		681,307.49	3,000.03
CW GOVERNMENT FACILITIES						
GF02-301-323010: Lapse 12/31/02	500,000.00	465,038.11		18,535.00	16,426.89	
GF03-301-333014: Lapse 12/31/03	300,000.00	267,535.65	32,464.00	.35		
CW POLICE FACILITIES						
GO01-362-313210: Lapse 12/31/01	200,000.00	71,088.54		13,686.46	15,225.00	
GF02-301-323013: Lapse 12/31/02	350,000.00	336,126.46		6,818.90	7,054.64	()
GF03-301-333015: Lapse 12/31/03	200,000.00	100,659.84	99,300.00	40.16		
GF05-301-353005: Lapse 12/31/05	140,000.00				10,491.26	129,508.74

County of Maui
Capital Improvement Projects Report
As of 12/31/04

13-903 GOVERNMENT FACILITIES	Original Appropriation	Alloted To Date	Expenditure Prior Years	Expenditure Current Year	Amount Lapsed	Encumbrance	Allotment Balance
	20,021,916.95	16,104,023.21	7,934,983.62	1,517,341.62	133,435.86	6,249,721.18	268,540.93
TOTAL GOVERNMENT FACILITIES	53,673,885.39	46,281,971.82	26,592,578.68	3,479,761.74	2,664,902.65	8,740,640.95	4,804,087.80

County of Maui
Capital Improvement Projects Report
As of 12/31/04

13-904 PARKS & RECREATION	Original Appropriation	Allotted To Date	Expenditure Prior Years	Expenditure Current Year	Amount Lapsed	Encumbrance	Allotment Balance
Hana Community Plan District							
PA'ANI MAI PARK IMPROVEMENTS							
GF05-301-354001: Lapse 12/31/05	31,000.00	31,000.00					31,000.00
PA05-309-354009: Lapse 12/31/05	9,000.00	9,000.00					9,000.00
KEANAE PARK RSTRM/BALLFIELD							
GF02-301-324002: Lapse 12/31/02	200,000.00	200,000.00	196,648.50	2,331.25	11.50	1,008.75	
GF03-301-334001: Lapse 12/31/03	150,000.00	150,000.00	129,882.44			20,117.56	
HANA COMM CTR LIGHTING GO 04							
GO05-364-344201: Lapse 12/31/04	90,000.00	90,000.00	7,850.00	3,459.34		78,690.66	
	480,000.00	480,000.00	334,380.94	5,790.59	11.50	99,816.97	40,000.00
Paia-Haiku Community Plan District							
EQUESTRIAN CTR 4TH MARINE PARK							
PA98-309-384201: Lapse 12/31/98	75,000.00	75,000.00	31,161.02		19,145.98	24,693.00	
HA'IKU COMM CTR PARKING LOT							
GF03-301-334005: Lapse 12/31/03	140,000.00	140,000.00	136,936.02	2,683.98	380.00		
HOOKIPA PARK							
GF05-301-354050: Lapse 12/31/95	250,000.00	250,000.00	237,964.26		8,598.14	3,437.60	
GF02-301-324005: Lapse 12/31/02	55,000.00	55,000.00	8,088.00		1,773.82	45,138.18	
KUALA BAYVIEW BEACH PARK							
GF02-301-324006: Lapse 12/31/02	20,000.00	20,000.00	18,761.71		1,238.29		
GF03-301-334003: Lapse 12/31/03	80,000.00	80,000.00	79,218.57		31.43	750.00	
GO05-364-344202: Lapse 12/31/04	70,000.00	69,996.73	26,473.43	12,441.33		31,081.97	
FOURTH MARINE PARK TENNIS CRT							
GF03-301-334004: Lapse 12/31/03	125,000.00	125,000.00	12,344.50		109,005.50	3,650.00	
KALAKAPUA PLYGRND-4TH MARINE							
PA05-309-354011: Lapse 12/31/05	33,000.00	33,000.00					33,000.00
	848,000.00	847,996.73	550,947.51	15,125.31	138,934.87	109,989.04	33,000.00
Makawao-Pukalani-Kula Community Plan District							
EDDIE TAM GYM IMPROVEMENTS							
GO05-364-343202: Lapse 12/31/04	350,000.00	350,000.00		15,017.02		334,982.98	
HALIIMAILE GYM BASKETBALL CRTS							
GO05-356-314004: Lapse 12/31/01	64,000.00	64,000.00	37,744.20		21,839.49	4,416.31	
KULA CC TENNIS COURTS MASTR PL							
GO02-363-324222: Lapse 12/31/02	50,000.00	50,000.00	30,135.00	2,860.00		17,005.00	
PA05-309-354013: Lapse 12/31/05	120,000.00	120,000.00					120,000.00

County of Maui
Capital Improvement Projects Report
As of 12/31/04

13-904 PARKS & RECREATION

Original Appropriation	Allotted To Date	Expenditure Prior Years	Expenditure Current Year	Amount Lapsed	Encumbrance	Allotment Balance
584,000.00	584,000.00	67,879.20	17,877.02	21,839.49	356,404.29	120,000.00
Wailuku-Kahului Community Plan District						
VELMA M SANTOS COMM CTR IMPVTS						
GF05-301-354002: Lapse 12/31/05	80,000.00				15,600.00	64,400.00
BOUNDLESS PLYGRND(PA PAVANI)						
PA05-309-354015: Lapse 12/31/05	86,000.00					86,000.00
KANAHA PARK CAMPSITE DESIGN						
GF02-301-324017: Lapse 12/31/02	50,000.00	27,377.00			22,623.00	
MAUI CENTRAL PARK						
GO97-358-374350: Lapse 12/31/97					2,500.00	
WAR MEMORIAL FOOTBALL STADIUM						
GO02-363-324232: Lapse 12/31/02	12,500,000.00	10,225,695.00				
WAIIEHU GOLF COURSE						
GO02-363-324205: Lapse 12/31/02	300,000.00	296,192.28		187.50	3,620.22	
GO02-363-324206: Lapse 12/31/02	100,000.00	98,450.99			1,549.01	
GO02-363-324206: Lapse 12/31/02	150,000.00	139,599.55			10,400.45	
GO02BC-365-334209: Lapse 12/31/03	150,000.00	140,371.00		129.00	9,500.00	
13,416,000.00	11,141,195.00	10,924,685.82	0.00	316.50	65,792.68	150,400.00
Kihei-Makena Community Plan District						
KAMAOLE I PARKING LOT						
PA00-309-304008: Lapse 12/31/00	30,000.00			237.00	6,896.48	
GF02-301-324018: Lapse 12/31/02	25,000.00	22,866.52			25,000.00	
KAMAOLE III PARK IMPROVEMENTS						
PA01-309-314012: Lapse 12/31/01	300,000.00	149,350.22		123,439.78	27,210.00	
GF03-301-334008: Lapse 12/31/03	50,000.00		6,500.00	131.60	43,368.40	
KIHEI COM.CTR/SWIMMING POOL						
PA98-309-384204: Lapse 12/31/98	300,000.00	285,000.00			15,000.00	
KIHEI REGIONAL PARK						
PA94-309-394114: Lapse 12/31/94	500,000.00	102,191.11		311,143.00	11,665.89	
NAPII PARK PHASE IIB						
PA05-309-354018: Lapse 12/31/05	400,000.00		47,781.00		10,440.00	341,779.00
SOUTH MAUI COMMUNITY PARK						
PA03-309-334024: Lapse 12/31/03	400,000.00	48,975.91	12,302.28	17.62	338,704.19	
GF05-301-354003: Lapse 12/31/05	125,000.00				125,000.00	
PA05-309-354017: Lapse 12/31/05	425,000.00	425,000.00			425,000.00	
2,555,000.00	2,480,000.00	608,383.76	66,583.28	434,969.00	1,028,284.96	341,779.00

County of Maui
Capital Improvement Projects Report
As of 12/31/04

13-304 PARKS & RECREATION

Lahaina Community Plan District

HONOKOWAI PARK IMPROVEMENTS

GF03-301-334010: Lapse 12/31/03

PAPALAU PARK RESTROOM

GF05-301-354004: Lapse 12/31/05

PA05-309-354020: Lapse 12/31/05

LAHAINA CIVIC CTR GYM AIRCON

GO01-362-344209: Lapse 12/31/04

LAHAINA RECREATION CENTER (D/C

GF97-301-374011: Lapse 12/31/97

GO00-361-304205: Lapse 12/31/00

NAPIILI PARK PHASE II

GF02-301-324020: Lapse 12/31/02

PA03-309-334025: Lapse 12/31/03

Molokai Community Plan District

MAUNALOA COMMUNITY CENTER

GF05-301-354005: Lapse 12/31/05

MAUNALOA CC/SWIMMING POOL

GO00-361-394500: Lapse 12/31/99

MOLOKAI PARKS BASEYARD

GF03-301-334013: Lapse 12/31/03

County-Wide Community Plan District

CW FENCE & BCKSTP REPL-2002

GO02-363-324203: Lapse 12/31/02

CW UNDERGROUND INJECTION CONTR

GO05-364-344204: Lapse 12/31/04

GO06-366-354201: Lapse 12/31/05

KAHULUI SWIMMING POOL IMPRV04

GO00-361-344206: Lapse 12/31/04

CW PARK IMPROVEMENT 2003

GF03-301-334017: Lapse 12/31/03

GF05-301-354006: Lapse 12/31/05

CW PARKS/YOUTH CENTERS

Original Appropriation	Allotted To Date	Expenditure Prior Years	Expenditure Current Year	Amount Lapsed	Encumbrance	Allotment Balance
80,000.00	80,000.00	5,130.18	9,549.41	61,677.00	3,643.41	
30,000.00	30,000.00					25,000.00
45,000.00	45,000.00					45,000.00
650,000.00	650,000.00	618,152.69	20,867.99		10,979.32	
300,000.00	300,000.00	10,192.40		268,557.60	21,250.00	
400,000.00	170,352.00	168,102.00			2,250.00	
385,000.00	385,000.00	173,568.20	201,381.80	20.00	10,030.00	
290,000.00	290,000.00	19,431.68	34,431.20	9,994.12	226,143.00	
2,180,000.00	1,950,352.00	994,577.15	266,230.40	340,248.72	279,295.73	70,000.00
200,000.00	200,000.00				200,000.00	
500,000.00	500,000.00				500,000.00	
200,000.00	200,000.00	3,000.00	2,630.00	85,148.00	109,222.00	
900,000.00	900,000.00	3,000.00	2,630.00	85,148.00	809,222.00	0.00
100,000.00	100,000.00	99,249.14			750.86	
350,000.00	348,510.00		13,400.00		335,110.00	
1,200,000.00						
140,000.00	140,000.00	136,094.30		915.09	2,990.61	
400,000.00	400,000.00	276,141.01	9,526.02	464.56	113,868.41	
300,000.00	300,000.00		47,753.07		148,570.14	103,676.79

County of Maui
Capital Improvement Projects Report
As of 12/31/04

13-904 PARKS & RECREATION	Original Appropriation	Allotted To Date	Expenditure Prior Years	Expenditure Current Year	Amount Lapsed	Encumbrance	Allotment Balance
GO01-362-314360: Lapse 12/31/01	230,000.00	230,000.00	229,039.48		297.36	663.16	
GF02-301-324023: Lapse 12/31/02	400,000.00	400,000.00	387,157.66		85.58	12,756.76	
GREASE TRAPS-VAR PARKS FACILIT							
GF05-301-354007: Lapse 12/31/05	200,000.00	200,000.00		879.46		69,800.00	129,320.54
CW SKATE PARKS							
GO00-361-394210: Lapse 12/31/99	150,000.00	149,829.10	93,204.17			56,624.93	
CW TENNIS COURTS (4TH MARINE)							
GF98-301-384006: Lapse 12/31/98	160,000.00	160,000.00	159,870.00			130.00	
BOUNDLESS PLAYGROUND(PAPA'ANI)							
GO06-366-354200: Lapse 12/31/05	714,000.00						
	4,344,000.00	2,428,339.10	1,380,755.76	71,558.55	1,762.59	741,264.87	232,997.33
TOTAL PARKS & RECREATION	25,307,000.00	20,811,882.83	14,864,610.14	445,795.15	1,023,230.67	3,490,070.54	988,176.33

County of Maui
Capital Improvement Projects Report
As of 12/31/04

13-906 ECONOMIC DEVELOPMENT

Makawao-Pukalani-Kula Community Plan District

MAUI AGRICULTURE PROCESS & MKT

GO06-366-356200: Lapse 12/31/05

KULA AGRICULTURAL PARK IMPRVMT

GF03-301-336001: Lapse 12/31/03

Wailuku-Kahului Community Plan District

BINHI AT ANI FILIPINO CC GRANT

GO00-361-396250: Lapse 12/31/99

NISEI MEMORIAL CENTER

GO98-359-386300: Lapse 12/31/98

SH99-323-396005:

Lahaina Community Plan District

MOKU'ULA RESTORATION PROJECT

GO98-359-316003: Lapse 12/31/01

Molokai Community Plan District

MOLOKAI GENERAL HOSPITAL

GF02-301-326001: Lapse 12/31/02

MOLOKAI SLAUGHTERHOUSE GRANT

SH99-323-396006:

County-Wide Community Plan District

CW/BEACH ACCESS/PARK LAND ACON

GO98-359-373356: Lapse 12/31/97

CULTURAL CANOE HALE GRANT

GF98-301-386009: Lapse 12/31/98

PCB TRANSFORMER REFURBISHMENT

GF98-301-333187: Lapse 12/31/88

TOTAL ECONOMIC DEVELOPMENT

Original Appropriation	Allotted To Date	Expenditure Prior Years	Expenditure Current Year	Amount Lapsed	Encumbrance	Allotment Balance
400,000.00						
100,000.00	100,000.00	82,730.34		269.66	17,000.00	
500,000.00	100,000.00	82,730.34	0.00	269.66	17,000.00	0.00
500,000.00	500,000.00	430,744.30			69,255.70	
500,000.00	500,000.00	214,361.45			285,638.55	
1,000,000.00	1,000,000.00	308,471.36			691,528.64	
2,000,000.00	2,000,000.00	953,577.11	0.00	0.00	1,046,422.89	0.00
425,000.00	425,000.00	106,250.00			318,750.00	
500,000.00	500,000.00	65,195.43	201,875.64		232,928.93	
500,000.00	500,000.00	493,935.34			6,064.66	
1,000,000.00	1,000,000.00	559,130.77	201,875.64	0.00	238,993.59	0.00
1,500,000.00	1,167,681.57	1,165,810.01			1,871.56	
75,000.00	75,000.00	69,363.41			5,636.59	
60,000.00	60,000.00	59,970.00			30.00	
1,635,000.00	1,302,681.57	1,295,143.42	0.00	0.00	7,538.15	0.00
5,560,000.00	4,827,681.57	2,996,831.64	201,875.64	269.66	1,628,704.63	0.00

County of Maui
Capital Improvement Projects Report
As of 12/31/04

13-907 ROADS

Hana Community Plan District

HANA DISTRICT RD RESURFACING

HY01-302-317003: Lapse 12/31/01

HY05-302-357003: Lapse 12/31/05

HANA HIGHWAY STP-036-1(9)

DOT00-325-307540: #STP-036-1(9)

MANAWAINUI BRIDGE REPLACEMENT

HY93-302-387019: Lapse 12/31/93

PALEHI BRIDGE REPLACEMENT

HY01-302-317021: Lapse 12/31/01

PAPAHAHAWAHAWA BRIDGE RPCT (C)

HY97-302-377002: Lapse 12/31/97

HY05-302-357002: Lapse 12/31/05

WAIHONU BRIDGE REPLACEMENT

HY01-302-317022: Lapse 12/31/01

KAHOLOPOO BRIDGE REPLACEMENT

HY05-302-357001: Lapse 12/31/05

NAHIKU ROAD IMPROVEMENTS

HY04-302-347001: Lapse 12/31/04

Pala-Haiku Community Plan District

KAUPAKALUA BRIDGE REPLCMT 98GO

GO98-359-387465: Lapse 12/31/98

PAIA-HAIKU DISTRICT RESURFACING

HY99-302-397002: Lapse 12/31/99

HY03-302-337001: Lapse 12/31/03

HY04-302-347002: Lapse 12/31/04

HY05-302-357004: Lapse 12/31/05

KAUPAKALUA ROAD IMPROVEMENTS

HY05-302-357005: Lapse 12/31/05

Makawao-Pukalani-Kula Community Plan District

HAIKU DITCH/PULEHU BRIDGE WIDE

HY95-302-357129: Lapse 12/31/95

MAKAPUKA/KULA DIST RESURFACING

Original Appropriation	Allotted To Date	Expenditure Prior Years	Expenditure Current Year	Amount Lapsed	Encumbrance	Allotment Balance
650,000.00	643,184.00	360,466.17	5,946.52	102,072.41	174,698.90	200,000.00
200,000.00	200,000.00					
70,000.00	70,000.00	58,248.44				11,751.56
200,000.00	198,724.51	193,616.55		5,100.11	7.85	
228,860.00	478,860.00	92,839.02		355,860.00	30,160.98	
350,000.00	350,000.00	208,246.64	6,137.20	7.15	135,609.01	
790,000.00	790,000.00		5,339.58			784,660.42
300,000.00	300,000.00	233,791.74		10,000.00	56,208.26	
500,000.00	500,000.00		157.46			499,842.54
300,000.00	300,000.00	829.39		42,464.68	256,705.93	
3,588,860.00	3,830,768.51	1,148,037.95	17,580.76	515,504.35	653,390.93	1,496,254.52
350,000.00	350,000.00	480.60		140,787.40	208,732.00	
300,000.00	300,000.00	289,182.55		2,198.00	8,619.45	
500,000.00	500,000.00	1,625.07	498,374.93			
200,000.00	200,000.00	113,324.63	86,675.37			
250,000.00	250,000.00				4,270.71	245,729.29
500,000.00	500,000.00		136,739.48		223,790.00	139,470.52
2,100,000.00	2,100,000.00	404,612.85	721,789.78	142,985.40	445,412.16	385,199.81
350,000.00	350,000.00	340,778.74			9,221.26	

County of Maui
Capital Improvement Projects Report
As of 12/31/04

13-907 ROADS	Original Appropriation	Allotted To Date	Expenditure Prior Years	Expenditure Current Year	Amount Lapsed	Encumbrance	Allotment Balance
HY97-302-377005: Lapse 12/31/97	400,000.00	400,000.00	378,909.92		188.60	20,901.48	()
HY94-302-347003: Lapse 12/31/04	200,000.00	200,000.00	4,146.49			195,853.51	
HY05-302-357006: Lapse 12/31/05	250,000.00	250,000.00					250,000.00
PULEHU ROAD IMPROVEMENTS							
HY98-302-387005: Lapse 12/31/98	150,000.00	150,000.00	149,303.75			696.25	
HY90-302-307007: Lapse 12/31/00	250,000.00	250,000.00	249,229.50			770.50	
GC05-364-337230: Lapse 12/31/03	250,000.00	56,592.54	23,698.59		1,590.20	31,303.75	
UPCOUNTRY GREENWAYS MASTER PLAN							
HY99-302-397004: Lapse 12/31/99	60,000.00	60,000.00	42,050.00	5,700.00	12,250.00		
IOLANI ST IMPROVEMENT 03							
GO05-364-337228: Lapse 12/31/03	500,000.00	463,926.80	219,670.09	121,684.40	46,781.80	75,790.51	
UKIJI ROAD SAFETY & DRAINAGE IM							
HY04-302-347004: Lapse 12/31/04	150,000.00	150,000.00		660.00	125,440.00	23,900.00	
	2,560,000.00	2,330,519.34	1,407,787.08	128,044.40	186,250.60	358,437.26	250,000.00
Wailuku-Kahului Community Plan District							
KAHEKILI HIGHWAY IMPROVEMENT							
HY01-302-317009: Lapse 12/31/01	250,000.00	250,000.00	223,586.86	3,013.05	23,400.09		
GO05-364-337232: Lapse 12/31/03	250,000.00	249,999.97	15,621.97	203,878.00	1,749.00	28,751.00	
HY04-302-347007: Lapse 12/31/04	250,000.00	250,000.00	80,276.48	135,023.52	25,904.00	8,796.00	
KALEPA BRIDGE							
HY94-302-397109: Lapse 12/31/94	130,000.00	130,000.00	127,000.00			3,000.00	()
KANALOA AVE IMPROVEMENTS GO 02							
GO02-363-327202: Lapse 12/31/02	340,000.00	340,000.00	315,712.17	9,020.86	374.80	14,892.17	()
DOT02-325-327502: #STP-0900(56)	1,948,736.00	2,320,205.00	1,792,823.26	378,745.34		146,345.68	2,290.72
LWR MAIN STREET IMPROVEMENTS							
HY94-302-397083: Lapse 12/31/94	1,200,000.00	1,200,000.00	1,156,750.49		29,180.51	14,069.00	
HY94-302-397273: Lapse 12/31/94	150,000.00	150,000.00	23,343.75			126,656.25	
HY95-302-357152: Lapse 12/31/95	400,000.00	400,000.00	254,040.85		20,208.39	125,750.76	()
GO02BC-365-327200: Lapse 12/31/02	400,000.00	400,000.00	144,804.17			255,195.83	
GO02BC-365-337200: Lapse 12/31/03	1,383,300.00	283,700.00			166,700.00	117,000.00	
GO05-364-337201: Lapse 12/31/03	166,700.00	166,700.00	116,241.16	12,998.88		37,459.96	
LWR MAIN TRF SGL HOOKAI 3830(5)							
DOT00-325-307500: #STP 3830(5)	404,250.00	404,250.00	279,873.62			31,622.60	92,753.78
LWR MAIN TRF SGL MILL 3830(4)							
DOT00-325-307510: #STP-3830(4)	513,503.10	560,118.25	423,591.95			124,309.24	12,217.06
EAST WAIKO ROAD IMPROVEMENTS							

County of Maui
Capital Improvement Projects Report
As of 12/31/04

13-907 ROADS	Original Appropriation	Allotted To Date	Expenditure Prior Years	Expenditure Current Year	Amount Lapsed	Encumbrance	Allotment Balance
HY05-302-357008: Lapse 12/31/05 MAHALANI/KAHUMANUJ STP3231(1)	340,000.00	340,000.00		100,000.00			240,000.00
DOT01-325-317518: #STP-3231(1) MARKET MILL, ETC IMPROVEMENTS	1,680,000.00	1,680,000.00	1,398,074.97			38,517.38	243,407.65
HY01-302-317010: Lapse 12/31/01	350,000.00	350,000.00	315,761.56			34,238.44	
GO05-364-337238: Lapse 12/31/03	1,400,000.00	453,676.62	33,889.45	15,132.17		404,655.00	
GO06-366-357200: Lapse 12/31/05	1,450,000.00						
DOT05-325-357501: #STP-STP#3405 (1) MILL STREET RETAINING WALL		3,662,400.00					3,662,400.00
GO00-361-397310: Lapse 12/31/99 WAIKAH DISTRICT RESURFACING	602,631.00	602,631.00	602,630.20			.80	
HY97-302-377008: Lapse 12/31/97	400,000.00	400,000.00	349,650.11		49,716.81	633.08	
HY99-302-397005: Lapse 12/31/99	300,000.00	300,000.00	296,120.81		3,457.30	421.89	()
HY00-302-307008: Lapse 12/31/00	300,000.00	300,000.00	294,629.69			5,370.31	()
HY01-302-317008: Lapse 12/31/01	300,000.00	300,000.00	252,870.09		.02	47,129.89	
HY02-302-327009: Lapse 12/31/02	600,000.00	617,586.00	613,745.68		3,839.93	.39	
HY03-302-337003: Lapse 12/31/03	600,000.00	600,000.00	591,365.26	3,464.79	5,169.95		
HY04-302-347005: Lapse 12/31/04	400,000.00	400,000.00	4,260.82	136,609.02		259,130.16	
HY05-302-357009: Lapse 12/31/05 WAIKALE/MAHALANI #900(41)	400,000.00	400,000.00		2,016.86		308,497.00	89,486.14
DOT97-325-377521: #STP-0900(41) WAKEA SO T/S KEA STP3920(4)	3,009,396.93	3,510,385.71	3,153,189.45			2,532.32	354,663.94
DOT01-325-317514: #STP-3920(4)	289,688.00	289,688.00	261,984.80				27,703.20
DOT01-325-317515: #STP-3920(5) KAMEHAMEHA AVE TRAFFIC SIGNAL03	278,950.00	278,950.00	209,616.96				69,333.04
GO05-364-337234: Lapse 12/31/03 LONO AVE TRAFFIC SIGNAL UPGRAD	150,000.00	99,600.00	43,430.00	19,177.00		36,993.00	
GO05-364-337236: Lapse 12/31/03	200,000.00	63,600.00	1,916.80	18,927.20		42,756.00	
HY04-302-347008: Lapse 12/31/04 IAO VALLEY ROAD IMPROVEMENTS	150,000.00	150,000.00		38,562.50		111,437.50	
HY04-302-347006: Lapse 12/31/04	250,000.00	250,000.00		832.48	28.67	249,138.85	
21,237,155.03	22,153,490.55	13,376,803.38	1,077,401.67		329,729.47	2,575,300.50	4,794,255.53
Kihei-Makena Community Plan District							
KANANI/AUHANA/KANAKANUI SIDEWK							
HY02-302-327010: Lapse 12/31/02	100,000.00	100,000.00	73,257.20		30	26,742.50	
GO05-364-337202: Lapse 12/31/03	350,000.00	350,000.00	93,617.27			256,382.73	

County of Maui
Capital Improvement Projects Report
As of 12/31/04

13.907 ROADS

	Original Appropriation	Allotted To Date	Expenditure Prior Years	Expenditure Current Year	Amount Lapsed	Encumbrance	Allotment Balance
NORTH SOUTH COLLECTOR ROAD							
GO02-363-327204: Lapse 12/31/02	500,000.00	500,000.00	199,547.96			300,452.04	
GO02BC-365-337204: Lapse 12/31/03	1,900,000.00	622,949.00	180,289.80	23,806.15		418,853.05	
KIHAI/MAKENA DIST RESURFACING							
HY97-302-377009: Lapse 12/31/97	400,000.00	400,000.00	382,202.20			17,797.80	
HY99-302-397009: Lapse 12/31/99	300,000.00	300,000.00	256,561.84		5,976.96	37,461.20	
HY00-302-307012: Lapse 12/31/00	300,000.00	300,000.00	174,317.28			125,682.72	
HY01-302-317011: Lapse 12/31/01	359,800.00	359,800.00	280,059.39		27,930.65	51,809.96	
HY02-302-327012: Lapse 12/31/02	300,000.00	300,000.00	292,281.86	7,718.14			
HY03-302-337004: Lapse 12/31/03	300,000.00	300,000.00	263,018.09	8,492.47	28,489.44		
HY04-302-347009: Lapse 12/31/04	200,000.00	200,000.00	3,958.35	758.98		195,282.67	
HY05-302-357013: Lapse 12/31/05	250,000.00	250,000.00				183,110.33	66,889.67
KIHAI ROAD C							
GO96-357-387302: Lapse 12/31/98	1,200,000.00	1,200,000.00	1,159,189.14		22,611.57	18,199.29	
PV99-329-397100: BM & HBS	3,888,400.00	3,888,400.00	2,023,250.32			134,149.68	1,731,000.00
DOT99-325-397520: #STP-0900(42)	3,600,000.00	3,600,000.00	3,072,814.92			88,868.08	438,317.00
KIHAI ROAD F IMPROVEMENTS							
GF96-301-367050: Lapse 12/31/96	865,511.07	865,511.07	815,868.59			49,642.48	
DOT96-325-367600: #STP-0900(43)	3,360,000.00	2,812,663.36	2,721,312.75			91,350.61	
MAALAE A SIDEWALK							
HY05-302-357011: Lapse 12/31/05	50,000.00	50,000.00					50,000.00
KIHAI SO AUHANA/WELAKAHAO							()
HY94-302-397158: Lapse 12/31/94	320,000.00	320,000.00	288,728.77			31,271.23	
KIHAI SO ROAD IMPVT PHASE III							
HY99-302-397010: Lapse 12/31/99	700,000.00	700,000.00	697,751.00			2,249.00	
DOT99-325-397500: #STP-3100(10)	4,425,878.00	4,592,188.00	4,202,103.81			228,619.54	161,464.65
KIHAI SO ROAD STP-3100(7)							
DOT97-325-377529: #STP-3100(7)	1,941,616.39	1,941,616.39	1,626,111.88			315,504.51	
GO96-357-387301: Lapse 12/31/98	900,000.00	900,000.00	884,747.18			15,252.82	
HY99-302-397011: Lapse 12/31/99	350,000.00	350,000.00	128,802.46			221,197.54	
HY01-302-317012: Lapse 12/31/01	900,000.00	900,000.00	558,751.11		180,300.68	160,948.21	
GO01-362-317310: Lapse 12/31/01	350,000.00	350,000.00	279,976.55	3,644.50		66,378.95	
HY04-302-347010: Lapse 12/31/04	500,000.00	500,000.00	316.71	2,356.72	108,076.17	389,250.40	
KIHAI S/KAPUNA/WELAKAHAO ROAD							
GO96-357-367300: Lapse 12/31/96	450,000.00	450,000.00	394,184.98		3,234.16	52,580.86	()
TEMPORARY RNDABT PIKEA-LILOA							
HY04-302-347024: Lapse 12/31/04	100,000.00	100,000.00				100,000.00	

County of Maui
Capital Improvement Projects Report
As of 12/31/04

13-907 ROADS

KIHEI SO TRAFFIC SIGNAL (D)

HY97-302-377010: Lapse 12/31/97	30,000.00	30,000.00	27,824.00			2,176.00		
DOT00-325-307520: #STP-3100(8)	783,899.00	1,008,256.00	871,755.85			34,221.29		102,278.86
KIHEI SO ROAD LIPOA ST INTSN								
HY94-302-397141: Lapse 12/31/94	250,000.00	250,000.00	216,705.35			7,631.78		
DOT01-325-317520: #STP-3100(11)	3,520,000.00	3,520,000.00				25,662.87		3,520,000.00
	33,745,104.46	32,311,383.82	22,169,306.61	46,776.96	384,251.71	3,641,098.36		6,069,950.18

Lahaina Community Plan District

DICKENSON STREET EXTENSION

GO01-362-317305: Lapse 12/31/01	300,000.00	300,000.00	105,434.80			194,565.20		()
LAHAINA DISTRICT RESURFACING								
HY01-302-317013: Lapse 12/31/01	250,000.00	250,000.00	236,160.80	811.20	93.52	12,934.48		
HY03-302-337005: Lapse 12/31/03	500,000.00	500,000.00	277,114.45	2,659.07	208,710.55	11,515.93		
HY04-302-347011: Lapse 12/31/04	200,000.00	200,000.00	25.70	9,863.02	831.68	189,279.60		
HY05-302-357015: Lapse 12/31/05	400,000.00	400,000.00						400,000.00
LAHAINA WATERSHED ENV ASSMT								
GF01-301-317001: Lapse 12/31/01	100,000.00	100,000.00	38,751.00	25,834.00		35,415.00		
LOWER HONOAPIILANI ROAD								
DOT94-325-397588: #STP-3080(5)	1,047,147.00	1,226,004.00	1,012,038.98			12,403.81		213,965.02
GO98-359-387470: Lapse 12/31/98	500,000.00	500,000.00	487,596.19			26,246.39		
HY99-302-397013: Lapse 12/31/99	100,000.00	100,000.00	59,448.06		14,305.55	10,484.78		
HY99-302-397014: Lapse 12/31/99	350,000.00	350,000.00	339,515.22			104,985.56		81,119.50
DOT99-325-397590: #STP-3080(7)	2,059,587.00	2,207,608.60	2,021,503.54			79,322.75		2,072,000.73
HY02-302-327013: Lapse 12/31/02	400,000.00	400,000.00	190,441.85	34,934.00	95,301.40			
HY05-302-357014: Lapse 12/31/05	2,100,000.00	2,100,000.00		27,999.27				
KEAWE STREET IMPROVEMENTS								
GO05-364-357203: Lapse 12/31/05	1,000,000.00	500,000.00		15,974.40		484,025.60		
	9,306,734.00	9,133,612.60	4,768,030.59	118,074.96	319,242.70	1,161,179.10		2,767,085.25

Lanai Community Plan District

LANAI DISTRICT RESURFACING

HY01-302-317015: Lapse 12/31/01	200,000.00	200,000.00	197,826.00	400.00	1,774.00			
HY03-302-337007: Lapse 12/31/03	300,000.00	300,000.00	79,597.53	173,057.36	6.87	47,338.24		
HY04-302-347013: Lapse 12/31/04	200,000.00	200,000.00		200,000.00				
HY05-302-357017: Lapse 12/31/05	100,000.00	100,000.00		1,696.00				98,304.00
LANAI BASEYARD IMPROVEMENTS								
HY04-302-347014: Lapse 12/31/04	125,000.00	125,000.00	908.00	889.96	37,452.04	85,750.00		

County of Maui
Capital Improvement Projects Report
As of 12/31/04

13-907 ROADS

Molokai Community Plan District

ALANUI KA IMI IKE EXTSN MOLOKA

CO01-362-317350: Lapse 12/31/01
CO02-363-327022: Lapse 12/31/02
DOT03-325-337500: #STP-STP-0900 (63)
MOLOKAI DISTRICT RESURFACING

HY99-302-397015: Lapse 12/31/99
FY01-302-317014: Lapse 12/31/01
FY03-302-337006: Lapse 12/31/03
HY04-302-347012: Lapse 12/31/04
HY05-302-357016: Lapse 12/31/05

County-Wide Community Plan District

KIHEI BIKEWAY-PIILANI NORTH

DOT04-325-347501: #STP-STP03115 (002)
BIKEWAY PROJECTS

BY96-304-367041: Lapse 12/31/96
BY97-304-377016: Lapse 12/31/97
BY01-304-317020: Lapse 12/31/01
BY02-304-327020: Lapse 12/31/02
BY03-304-337014: Lapse 12/31/03
BY04-304-347020: Lapse 12/31/04
BY05-304-357022: Lapse 12/31/05
BIKEWAY PHASE 2 STP 0900(35)

DOT93-325-397575: #STP-0900(35)
CW BRIDGE REPAIR/MAINTENANCE

HY94-302-397281: Lapse 12/31/94
HY95-302-367039: Lapse 12/31/96
HY97-302-377014: Lapse 12/31/97
HY99-302-397017: Lapse 12/31/99
HY01-302-317016: Lapse 12/31/01
HY02-302-327016: Lapse 12/31/02
HY03-302-337008: Lapse 12/31/03
CW DISTRICT ROAD RESURFACING

HY02-302-327018: Lapse 12/31/02

CIP Quarterly Report

Original Appropriation	Allotted To Date	Expenditure Prior Years	Expenditure Current Year	Amount Lapsed	Encumbrance	Allotment Balance
925,000.00	925,000.00	278,331.53	376,043.32	39,232.91	133,088.24	98,304.00
200,000.00	200,000.00	166,246.00	5,277.82		28,476.18	
800,000.00	800,000.00	481,623.67	19,796.54	123,096.38	175,483.41	
1,559,932.00	1,559,932.00	1,176,588.64	47,376.00		139,955.36	196,012.00
200,000.00	200,000.00	163,205.72		33,388.22	3,406.06	
200,000.00	200,000.00	184,021.06		9,212.58	6,766.36	()
300,000.00	300,000.00	14,666.94	285,326.19	6.87		
198,800.00	198,800.00	148,935.85			49,864.15	
250,000.00	250,000.00	1,071.91				248,928.09
3,708,732.00	3,708,732.00	2,186,352.03	507,784.31	165,704.05	403,951.52	444,940.09
2,082,052.00	2,082,052.00					
300,000.00	300,000.00	176,980.97		171,653.02	1,366.01	
300,000.00	300,000.00	259,631.28		40,050.43	318.29	
300,000.00	300,000.00	153,432.50			146,567.50	
300,000.00	300,000.00	196,161.59		3,972.52	99,865.89	
300,000.00	300,000.00	25,876.17	6,594.81	24,945.05	242,583.97	
300,000.00	300,000.00	92,291.97	109,739.21	1,614.56	96,354.26	
300,000.00	300,000.00		1,208.06		26,284.00	272,507.94
720,611.00	720,611.00	487,512.83				233,098.17
350,000.00	350,000.00	344,054.94		98.00	5,847.06	
250,000.00	250,000.00	241,209.48		2,102.65	6,687.87	
250,000.00	250,000.00	178,663.40	307.26		71,028.34	
250,000.00	250,000.00	246,250.00			3,750.00	
250,000.00	250,000.00	138,269.76	7,071.05	11.48	104,647.71	
250,000.00	231,976.00	215,286.00	6,500.00		10,190.00	()
123,679.05	123,679.05	100,995.43	(1,000.00)	1,000.00	22,683.62	
985,000.00	985,000.00	940,000.79	22,244.86	22,504.35	250.00	

County of Maui
Capital Improvement Projects Report
As of 12/31/04

13-907 ROADS	Original Appropriation	Allocated To Date	Expenditure Prior Years	Expenditure Current Year	Amount Lapsed	Encumbrance	Allotment Balance
HY03-302-337011: Lapse 12/31/03	650,000.00	650,000.00	475,850.20	148,918.08	10,741.45	14,490.27	
HY04-302-347015: Lapse 12/31/04	250,000.00	250,000.00	209,963.45	36,361.77		3,674.78	
HY05-302-357018: Lapse 12/31/05	500,000.00	500,000.00		20.00		229,820.84	270,159.16
CW HIGHWAY SAFETY IMPROVEMENTS							
HY96-302-367040: Lapse 12/31/96	500,000.00	500,000.00	422,299.26		3,177.01	74,523.73	
HY01-302-317017: Lapse 12/31/01	380,000.00	380,000.00	214,141.72		1,207.48	164,650.80	
HY02-302-327017: Lapse 12/31/02	575,000.00	618,162.34	501,140.30	58,841.78	5,072.76	53,107.50	
HY03-302-337010: Lapse 12/31/03	320,323.16	320,323.16	248,031.55	17,750.00	1,676.00	52,865.61	
HY04-302-347018: Lapse 12/31/04	200,000.00	200,000.00	37,515.42	48,916.04	1.00	113,567.54	
HY04-302-357021: Lapse 12/31/04	690,120.00	690,120.00		102,408.18		122,018.45	465,693.37
CW ROAD, BRIDGE, LIGHTING							
HY95-302-357038: Lapse 12/31/95	725,000.00	725,000.00	706,302.79		13,651.31	5,045.90	
GO98-359-387450: Lapse 12/31/98	910,000.00	870,781.77	539,057.30		329,568.67	2,155.80	
CW SPEED HUMP PROGRAM 2003							
HY03-302-337012: Lapse 12/31/03	300,000.00	300,000.00	293,190.94			6,809.06	
HY04-302-347019: Lapse 12/31/04	300,000.00	300,000.00	350.00	1,948.22		297,701.78	
HY05-302-357019: Lapse 12/31/05	400,000.00	400,000.00				196,824.76	203,175.24
CW TRAFFIC IMPROVEMENTS							
HY02-302-327019: Lapse 12/31/02	600,000.00	574,861.66	538,087.64		12,478.50	24,295.52	
WHEELCHAIR RAMPS/ADA COMPLIANC							
HY02-302-327021: Lapse 12/31/02	300,000.00	300,000.00	274,728.00	2,000.00		23,272.00	
HY03-302-337013: Lapse 12/31/03	325,000.00	325,000.00	190,172.03	39,407.95	.28	95,419.74	
DOT03-325-337502: #STP-0900(63)	629,399.00	680,771.20	436,775.92			42,904.08	201,091.20
GO05-364-347202: Lapse 12/31/04	350,000.00	350,000.00	13,712.37	244,939.44		91,348.19	
DOT04-325-347502: #STP-STP#0900 65		1,266,173.00	501,160.41	264,155.18		281,404.41	219,453.00
HY05-302-357020: Lapse 12/31/05	600,000.00	600,000.00		69,874.10		530,125.90	
DOT05-325-357502: #STP-STP#0900 66		1,409,040.00				1,409,040.00	
KANALOA AVENUE IMPROVEMENTS 02							
HY02-302-327023: Lapse 12/31/02	360,000.00	360,000.00	245,805.78	13,650.31	55,968.88	44,575.03	
CW DRAINAGE IMPROVEMENTS 03							
HY03-302-337009: Lapse 12/31/03	255,997.79	255,997.79	156,623.24	12,045.00		87,329.55	()
HY04-302-347017: Lapse 12/31/04	200,000.00	200,000.00	58,988.44			141,011.56	
TOTAL ROADS	15,850,130.00	20,619,548.97	9,810,513.87	1,213,901.30	701,495.40	7,028,460.32	1,865,178.08
	93,021,715.49	97,113,055.79	55,549,775.89	4,207,397.46	2,784,396.59	16,400,318.39	18,171,167.46

County of Maui
Capital Improvement Projects Report
As of 12/31/04

13-908 SOLID WASTE FACILITIES	Original Appropriation	Allotted To Date	Expenditure Prior Years	Expenditure Current Year	Amount Lapsed	Encumbrance	Allotment Balance
Hana Community Plan District							
HANA LANDFILL GO BOND02 B&C							
GO02BC-365-338302: Lapse 12/31/03	75,000.00	70,000.00	13,197.50	15,915.00	19,675.00	21,212.50	
Wailuku-Kahului Community Plan District							
CENTRAL MAUI LANDFILL							
GO95-356-388301: Lapse 12/31/98							
CENTRAL MAUI L/F PH I&II CLOS	3,100,000.00	3,100,000.00	3,084,870.57	882.00	8,499.95	5,747.48	
GO05-364-358200: Lapse 12/31/05	5,000,000.00	65,750.00		45,249.86		20,500.00	.14
GO06-366-358201: Lapse 12/31/05		989.58					989.58
CENTRAL MAUI LANDFILL PHASE-IV							
GO00-361-308210: Lapse 12/31/00	700,000.00	700,000.00	661,558.28		14,938.49	23,503.23	
WAI'ALE DUMP CLOSURE							
GO02-363-358205: Lapse 12/31/05	100,000.00	100,000.00					100,000.00
CNTRL MAUI L/F PHIV FAC&EQ03							
GO02BC-365-338200: Lapse 12/31/03	1,500,000.00	1,020,853.41	1,014,380.49	4,000.00		2,472.92	()
CENTRAL MAUI L/F PHASE IV-B							
GO05-364-348202: Lapse 12/31/04	150,000.00	150,000.00	76,688.23	70,407.78		2,903.99	
GO02-363-358203: Lapse 12/31/05	100,000.00	100,000.00					100,000.00
CENTRAL MAUI L/F ENTRY FACILITY							
GO05-364-348201: Lapse 12/31/04	350,000.00	350,000.00	219,459.35	42,816.89		87,723.76	
GO05-364-348203: Lapse 12/31/04	400,000.00	269,697.17		230,013.76	1,427.66	38,255.75	
LANDFILL DIVERSION CO-COMPOST							
SW95-305-358044: Lapse 12/31/95	229,565.00	229,565.00	189,098.46		38,466.54	2,000.00	
WAIKAPU LANDFILL CLOSURE							
GO93A-354-388322: Lapse 12/31/93	152,381.00	152,381.00	149,815.10			2,565.90	
	11,781,946.00	6,239,236.16	5,395,870.48	393,370.29	63,332.64	185,673.03	200,989.72
Molokai Community Plan District							
KALAMAU LANDFILL CLOSURE							
GO93G-355-398453: Lapse 12/31/94		395,110.06	393,747.01		167.00	1,196.05	()
MOLOKAI LANDFILL CELL 3							
GO02-363-358206: Lapse 12/31/05	50,000.00	50,000.00					50,000.00
MOLOKAI WETLANDS ENHANCEMENT							
GO00-361-308250: Lapse 12/31/00	975,000.00	750,000.00	733,316.07		16,439.00	244.93	
MOLOKAI ISW FACILITY STORAGE L							
GO01-362-318350: Lapse 12/31/01	50,000.00	23,489.00	23,211.31			277.69	

County of Maui
Capital Improvement Projects Report
As of 12/31/04

Original Appropriation	Allotted To Date	Expenditure Prior Years	Expenditure Current Year	Amount Lapsed	Encumbrance	Allotment Balance
1,075,000.00	1,218,599.06	1,150,274.39	0.00	16,606.00	1,718.67	50,000.00
100,000.00	100,000.00	99,232.48			767.52	
13,031,946.00	7,627,835.22	6,658,574.85	409,285.29	99,613.64	209,371.72	250,989.72

13-008 SOLID WASTE FACILITIES

County-Wide Community Plan District
CENTRAL MAUI L/F PH I&II CLOS
G002-363-348205 Lapse 12/31/04
TOTAL SOLID WASTE FACILITIES

County of Maui
Capital Improvement Projects Report
As of 12/31/04

13-939 WASTEWATER FACILITIES	Original Appropriation	Allotted To Date	Expenditure Prior Years	Expenditure Current Year	Amount Lapsed	Encumbrance	Allotment Balance
Wailuku-Kahului Community Plan District							
NIHOA ST SEWER REPLACEMENT							
WM05-303-359001: Lapse 12/31/05	38,697.00	38,697.00				38,697.00	
GO02-363-359206: Lapse 12/31/05	336,303.00	336,303.00				336,303.00	
KAHULUI WWPS RENOVATION							
GO05-364-349201: Lapse 12/31/04	200,000.00	200,000.00	145,429.21	27,484.79		27,086.00	
GO05-364-359200: Lapse 12/31/05	2,420,000.00	2,420,000.00				2,420,000.00	
GO02-363-359207: Lapse 12/31/05	80,000.00	80,000.00		(750.00)		60,000.00	20,750.00
WAILUKU WW PUMP STN F/M (97GO)							
GO37-358-309013: Lapse 12/31/00	700,000.00	700,000.00	396,738.03	45,457.34		257,804.63	
SH/LN-341-359301:	7,360,000.00						
WAI KAH WW RCLTMN FACILITY PHIA							
SH/LN 341-329212: 150052 16							
CENTRAL MAUI WW RECLAMATN FACI	11,960,000.00	11,960,000.00	11,922,528.07	28,554.93			8,917.00
WM03-303-339002: Lapse 12/31/03	500,000.00	500,000.00	39,539.83	133,002.62		327,457.55	
	23,595,000.00	16,235,000.00	12,504,235.14	233,749.68	0.00	3,467,348.18	29,667.00
Kihei-Makena Community Plan District							
KIHWRF INSTRUMENTATION REPLMNT							
WM05-303-359002: Lapse 12/31/05	200,000.00	200,000.00					
GO02-363-359208: Lapse 12/31/05	130,000.00	130,000.00				130,000.00	200,000.00
RECYCLED WATERLINE EXT-SO KIHE							
GO02-363-329204: Lapse 12/31/02	800,000.00	800,000.00	424,945.50		317,348.62	57,705.88	
KIHEI WWRF ACCESS IMPROVEMENT							
WM04-303-349001: Lapse 12/31/04	100,000.00	100,000.00		100,000.00			
	1,230,000.00	1,230,000.00	424,945.50	100,000.00	317,348.62	187,705.88	200,000.00
Lahaina Community Plan District							
KUHUA CAMP TRANSMISSION SYSTEM							
GO05-356-359110: Lapse 12/31/95	350,000.00	250,000.00	188,595.09		61,300.00	104.91	
SH/LN-341-399606: 150054 14	1,800,000.00	1,800,000.00	1,745,481.34				54,518.66
LAHAINA WWRF MODIFCATION STAGE1A							
GO06-366-359202: Lapse 12/31/05	50,000.00						
GO02-363-359209: Lapse 12/31/05	150,000.00	150,000.00					150,000.00
LAHAINA WWPS #5&6 F/M REROUTING							
SH/LN-341-359303:	3,300,000.00						
LAHAINA WW PUMP 5/6 (95GO)							

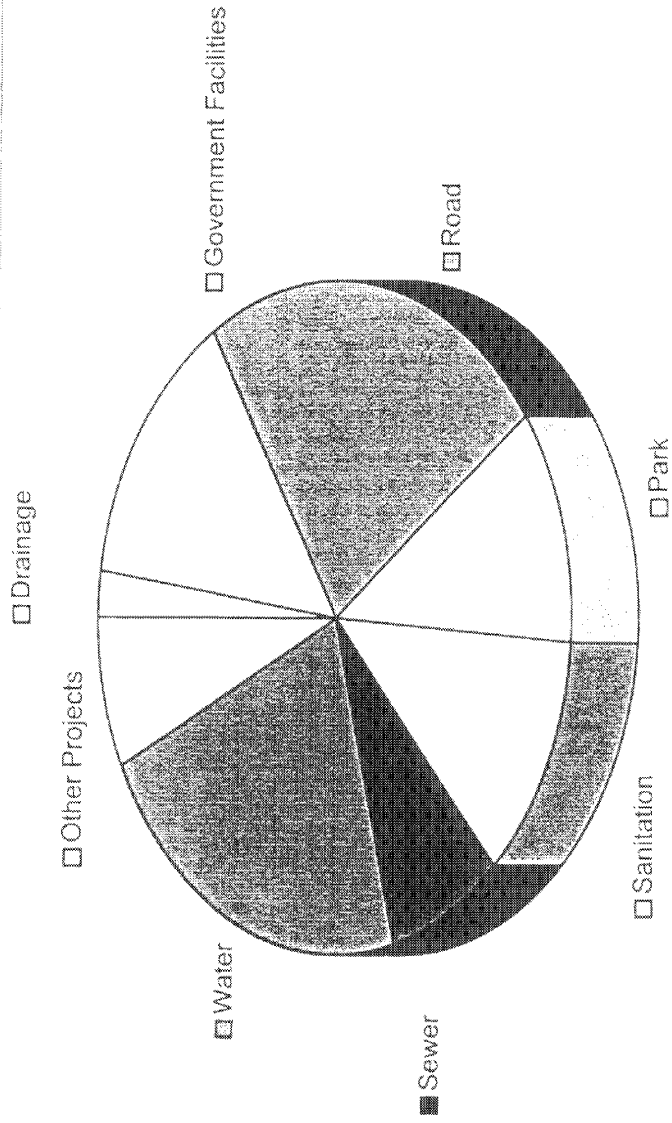
County of Maui
Capital Improvement Projects Report
As of 12/31/04

13-909 WASTEWATER FACILITIES	Original Appropriation	Allotted To Date	Expenditure Prior Years	Expenditure Current Year	Amount Lapsed	Encumbrance	Allotment Balance
GO95-366-309015: Lapse 12/31/00	300,000.00	300,000.00	198,294.39	7,800.00	23,822.81	70,082.80	
LAIHANA WWPS NO 4 MODIFICATION							
GO05-364-349202: Lapse 12/31/04	175,000.00	175,000.00				175,000.00	
Maui Kai Community Plan District	6,125,000.00	2,675,000.00	2,132,370.82	7,800.00	85,122.81	245,187.71	204,518.66
MOLOKAI EMERGENCY GENERATOR							
WM94-303-399048: Lapse 12/31/94	100,000.00	100,000.00	93,472.16			6,527.84	
KAUNAKAKAI SEWER LINE							
GO06-366-359203: Lapse 12/31/05	1,000,000.00						
	1,100,000.00	100,000.00	93,472.16	0.00	0.00	6,527.84	0.00
County-Wide Community Plan District							
COLLECTION SYSTEM R/R/S IMPVT							
GO93A-354-379006: Lapse 12/31/97	1,000,000.00	1,000,000.00	986,590.54		8,342.46	5,067.00	
EPA CONSENT DECREE COMPLIANCE							
WM03-303-339001: Lapse 12/31/03	1,000,000.00	1,000,000.00	318,555.20	394,942.80		286,502.00	
GO05-364-349203: Lapse 12/31/04	500,000.00	500,000.00	118,866.98	95,082.90		286,050.12	
GO05-364-359204: Lapse 12/31/05	1,000,000.00	271,638.24				271,638.24	
TRANSM/COLLECTN/DISPOSAL 99GO							
GO99-360-399075: Lapse 12/31/99	1,496,423.00	960,142.32	952,181.33			7,960.99	
CW WASTEWATER PUMP STN IMPRVT							
GO05-364-349204: Lapse 12/31/04	250,000.00	250,000.00		25,839.80		224,160.20	
	5,246,423.00	3,981,780.56	2,376,194.05	515,865.50	8,342.46	1,081,378.55	0.00
TOTAL WASTEWATER FACILITIES	37,296,423.00	24,221,780.56	17,531,217.67	857,415.18	410,813.89	4,968,148.16	434,185.66

County of Maui
Capital Improvement Projects Report
As of 12/31/04

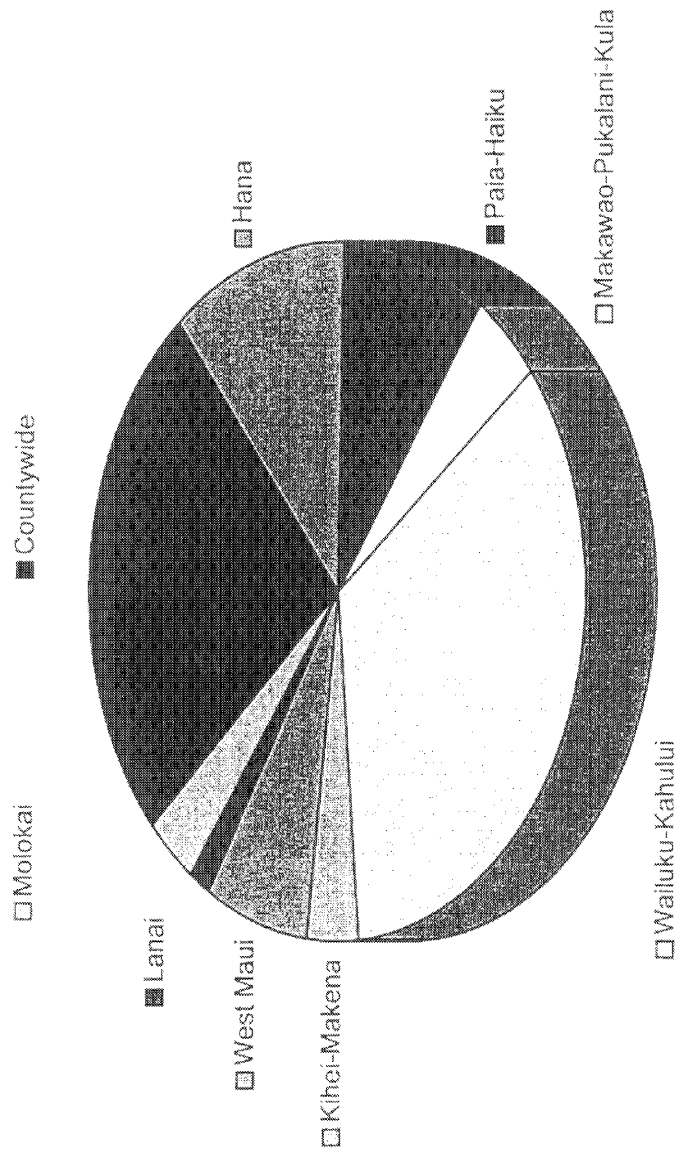
13-909 WASTEWATER FACILITIES	Original Appropriation	Allotted To Date	Expenditure		Expenditure Current Year	Amount Lapsed	Encumbrance	Allotment Balance
			Prior Years					
TOTAL CAPITAL PROJECTS FUND	234,170,139.88	205,683,041.84	125,770,895.25		10,144,661.81	7,395,645.57	37,357,232.24	25,014,606.97

Fiscal Year 2006 Project Type Summary



Project Type	Amount
Drainage	\$ 1,800,000
Government Facilities	11,433,150
Road Improvements	19,120,000
Parks and Recreation	9,360,000
Sanitation	9,760,000
Sewer	6,345,000
Water	17,659,677
Other Projects	5,994,500
TOTAL	\$ 81,472,327

Fiscal Year 2006 District Summary



SIX YEAR CAPITAL IMPROVEMENT PROGRAM

Hana

DOLLARS IN THOUSANDS		FY 2006	FY 2007-2011	TOTAL
Drainage	Hana Baseyard Drainage Channel Improvements		2,250 B	2,250 B
Government Facilities	Hana Baseyard Improvements		3,000 B	3,000 B
	Hana-Oheo Fire Station		3,575 B	3,575 B
Parks and Recreation	Hana Bay Pavillion		260 B	260 B
	Hana Community Center Parking Lot Paanimai Park	100 C	275 B	275 B
Road Improvements	Hana District Road Resurfacing	300 C	1,800 C	2,100 C
	Kahawaiaokapia Bridge Rehabilitation		800 B	800 B
	Kaholopo'o Bridge Replacement		1,600 F	1,600 F
	Koukouai Bridge Rehabilitation		500 C	500 C
			800 F	800 F
Sanitation	Nahiku Road Improvements		1,000 B	1,000 B
	Paihi Bridge Replacement		2,000 F	2,000 F
			700 C	700 C
	Paihi Gulch Bridge	1,100 C	1,100 C	1,100 C
		2,000 F	2,000 F	2,000 F
Sewer	Papahawahawa Bridge Replacement		2,000 B	2,000 B
			4,000 F	4,000 F
			790 B	790 B
	Waiohonu Bridge Rehabilitation		1,800 F	1,800 F
		1,100 C	1,100 B	1,100 B
		2,000 F	2,000 F	2,000 F
	Hana Landfill Improvements		250 B	250 B
	East Maui Wastewater Master Plan		500 C	500 C

Fund Source: C = County B = G.O. Bond F = Federal S = State X = Other L = Lapsed Bond Proceeds P = Park Assessment R = Restricted U = Unrestricted

SIX YEAR CAPITAL IMPROVEMENT PROGRAM

Hana

	DOLLARS IN THOUSANDS			
	FY 2006	FY 2007-2011	TOTAL	
Water Supply				
Hamao-Koali Waterline - Hydrant 42 to Standpipe 23	1,300 X		1,300 X	
Hana Source Development - Hamao Well 2	900 X		900 X	
Keanae Well Backup Generator		80 C	80 C	
Koali Tank Replacement		150 C	150 C	
Nahiku Water Source Improvements		820 C	820 C	
Upper Keanae Tank	570 X	600 C	570 X 600 C	
	2,600 C	5,150 C	6,550 C	
	0 B	14,200 B	15,300 B	
	4,000 F	10,200 F	14,200 F	
	0 S	0 S	0 S	
	2,770 X	0 X	2,770 X	
	0 L	0 L	0 L	
	0 P	0 P	0 P	
	0 R	0 R	0 R	
	0 U	0 U	0 U	
TOTAL HANA DISTRICT	9,370	29,550	38,820	

Fund Source: C = County B = G.O. Bond F = Federal S = State X = Other L = Lapsed Bond Proceeds P = Park Assessment R = Restricted U = Unrestricted

SIX YEAR CAPITAL IMPROVEMENT PROGRAM

Paia-Haiku

DOLLARS IN THOUSANDS		FY 2006	FY 2007-2011	TOTAL
Government Facilities	East Maui Parks Baseyard		100 B	100 B
	Haiku Fire Station		3,575 B	3,575 B
	Wellness Center at Kaunoa Senior Center	1,185 B		1,185 B
Land Acquisition	Shoreline Property Acquisition (Montana) TMK Nos. (2) 2-5-005-014-001 and (2) 2-5-005-014-003	3,000 C		3,000 C
Parks and Recreation	Hookipa Park Improvements		270 B	270 B
Road Improvements	Baldwin Avenue Bike Path		800 B	800 B
	Paia-Haiku District Road Resurfacing		1,600 F	1,600 F
	Ulalena Road Improvements	300 C	1,500 C	1,800 C
			300 C	300 C
Water Supply	Ulumalu Road Waterline Improvements - Five Corners to Standpipe 52 - (Kaupakalua to Kuloli area)		120 C	120 C
	Kaupakalua Well Storage Tank		1,000 C	1,000 C
	Kokomo Tank Replacement	3,000 R		3,000 R
	Lower Paia Tank Replacement - Land Acquisition	100 R		100 R
			1,100 C	1,100 C
	Ulumalu Road		170 C	170 C
	West Kuiaha Road PRV		250 C	250 C
		3,300 C	4,440 C	6,740 C
		1,185 B	4,745 B	5,930 B
		0 F	1,600 F	1,600 F
		0 S	0 S	0 S
		0 X	0 X	0 X
		0 L	0 L	0 L
		0 P	0 P	0 P
		3,100 R	0 R	3,100 R
		0 U	0 U	0 U
TOTAL PAIA-HAIKU DISTRICT		7,585	10,785	17,370

Fund Source: C = County B = G.O. Bond F = Federal S = State X = Other L = Lapsed Bond Proceeds P = Park Assessment R = Restricted U = Unrestricted

SIX YEAR CAPITAL IMPROVEMENT PROGRAM

Makawao-Pukalani-Kula

DOLLARS IN THOUSANDS		FY 2006	FY 2007-2011	TOTAL
Government Facilities	Kula Agricultural Park	254,150 C		254,150 C
	Makawao Baseyard Improvements		3,200 B	3,200 B
	Makawao Division of Motor Vehicle and Licensing (DMVL) Satellite Office	175 C		175 C
	New Makawao Police Station		6,050 B	6,050 B
Parks and Recreation	Eddie Tam Baseyard Expansion	91 C		91 C
	Kula Tennis Courts		1,100 B	1,100 B
	Pukalani Park Jogging Paths, Phase II	32 C 138 P		22 C 138 P
Road Improvements	Makawao Avenue Widening	100 C		100 C
	Makawao/Makani Road Improvements	600 C		600 C
			900 B	900 B
			1,600 F	1,600 F
	Makawao-Pukalani-Kula District Road Resurfacing	500 C	1,500 C	2,000 C
	Piiholo, Olinda, and Alaluana Roads	400 C		400 C
	Pulehu Road Improvements		3,270 C	3,270 C
	Omaopio Road	300 C		300 C
	Ukii Road Improvements at Makawao Elementary School		100 C	100 C
	Upcountry Master Plan		100 C	100 C
Water Supply	Hamakuapoko Wells 1 & 2 - Environmental Assessment for Regular Use in Upcountry	50 U		50 U
	Kahakapao By-Pass Valve and Flow Meter Replacement		50 C	50 C
	Kamole Water Treatment Plant (WTP) Improvements	165 U		165 U
	Kuhulu Lateral Tank Replacement		30 C	30 C
	Lower Kula (Piiholo) Reservoir	500 R		500 R
			14,000 C	14,000 C
	Olinda Treatment Plant Improvements	130 U		130 U
		170 R		170 R
			850 C	850 C
			550 C	550 C
	Omaopio 2 MG Tank Refurbishment		460 C	460 C
	Piiholo Road/East Olinda - 25,000 Gallon Steel Tank Replacement			

Fund Source: C = County B = G.O. Bond F = Federal S = State X = Other L = Lapsed Bond Proceeds P = Park Assessment R = Restricted U = Unrestricted

SIX YEAR CAPITAL IMPROVEMENT PROGRAM

Makawao-Pukalani-Kula

DOLLARS IN THOUSANDS		FY 2006	FY 2007-2011	TOTAL
Water Supply (Continued)	Piiholo Treatment Plant Improvements		32 C	32 C
	Replacement of Hamakuapoko Well Booster Pumps and Motor Control Centers	50 U		50 U
	Upper Kula Transmission Improvements - Olinda Plant to Omaopio Tank - Design		2,750 C	2,750 C
	Waikamoi Flume Repair and Maintenance	50 U		50 U
		2,452,150 C	23,692 C	26,144,150 C
		0 B	11,250 B	11,250 B
		0 F	1,600 F	1,600 F
		0 S	0 S	0 S
		0 X	0 X	0 X
		0 L	0 L	0 L
		138 P	0 P	138 P
		670 R	0 R	670 R
		445 U	0 U	445 U
	TOTAL MAKAWAO-PUKALANI-KULA DISTRICT	3,705,150	36,542	40,247,150

Fund Source: C = County B = G.O. Bond F = Federal S = State X = Other L = Lapsed Bond Proceeds P = Park Assessment R = Restricted U = Unrestricted

SIX YEAR CAPITAL IMPROVEMENT PROGRAM

Wailuku-Kahului

DOLLARS IN THOUSANDS		FY 2006	FY 2007-2011	TOTAL
Drainage				
Aleo Place Drainage Improvements		300 C	1,000 C	1,300 C
Papa Avenue and Palama Drive Drainage Improvements		500 C		500 C
Kahului Drainage Improvements			20,000 B	20,000 B
Government Facilities				
Aquatic Division Headquarters			3,500 B	3,500 B
Central Maui Refuse Collection Baseyard			1,750 B	1,750 B
Central Road Testing Office at the War Memorial Complex		175 C		175 C
Fire Administration Building			700 B	700 B
Management Information Systems (MIS) Computer Room Improvements		400 B		400 B
One Main Plaza, Kalana Pakui, and Kalana O Maui Improvements		954 C		954 C
Secondary Backup Computing Center		250 C		250 C
Wailuku Police Station Renovations and Improvements		505 C		505 C
Waiehu Fire Station			4,075 B	4,075 B
Waikapu Fire Station			4,075 B	4,075 B
Wailuku Police Station Air Conditioning Chiller Tower		250 L		250 L
Parks and Recreation				
Boys and Girls Club of Maui - Central Club House		2,900 L		2,900 L
Ichiro "Iron" Machara Baseball Stadium Announcer's Booth & Concession			350 B	350 B
Kepaniwai Heritage Gardens			60 C	60 C
Velma M. Santos Community Center Improvements		160 C		160 C
New Lao Park		100 P		100 P
Waiehu Golf Course Cartpaths			350 B	350 B
Waiehu Golf Course Maintenance Building		3,050 B		3,050 B
Waikapu Community Center			150 B	150 B
Road Improvements				
Hansen Road Realignment			1,200 B	1,200 B

Fund Source: C = County B = G.O. Bond F = Federal S = State X = Other L = Lapsed Bond Proceeds P = Park Assessment R = Restricted U = Unrestricted

SIX YEAR CAPITAL IMPROVEMENT PROGRAM

Wailuku-Kahului

	DOLLARS IN THOUSANDS			
	FY 2006	FY 2007-2011	TOTAL	
Road Improvements				
(Continued)				
Kahekili Highway Improvements		2,250 C	2,250 C	
Kamehameha Avenue Traffic Signals at Hina Avenue		75 C	75 C	
		200 F	200 F	
Kamehameha Avenue Traffic Signals Upgrade at Lono Avenue		120 C	120 C	
		320 F	320 F	
Lower Main Street		2,000 B	2,000 B	
		3,600 F	3,600 F	
		50 C	50 C	
Nukuwai Place Sidewalk	400 C		400 C	
Papa Avenue-Lono Avenue Traffic Signal	1,200 F		1,200 F	
Piihaha Road Improvements		600 C	600 C	
		35 C	35 C	
Waiale Road Improvements	400 C		400 C	
		1,500 B	1,500 B	
Waiko Road Improvements		4,000 F	4,000 F	
		500 C	500 C	
		1,500 B	1,500 B	
		4,000 F	4,000 F	
Wailuku-Kahului District Road Resurfacing	600 C	3,000 C	3,600 C	
Sanitation				
Abandoned Vehicle, Scrap Metal, and White Goods Site	400 C		400 C	
Central Maui Landfill Kalalinui Gulch Crossing		1,650 B	1,650 B	
Central Maui Landfill, Phase I and II Closure	5,525 B		5,525 B	
Central Maui Landfill, Phase IV Improvements		85 C	85 C	
		85 B	85 B	
Central Maui Landfill, Phase IV-B	3,000 B		3,000 B	
Central Maui Landfill, Phase V and VI		900 B	900 B	
Central Maui Landfill, Refuse Center		100 B	100 B	
Central Maui Landfill, Stormwater Discharge System	275 L		275 L	
Permanent Material Recovery Facility (MRF)		3,300 B	3,300 B	
Waiale Dump Closure		1,750 B	1,750 B	

Find Source: C = County B = C.O. Bond F = Federal S = State X = Other L = Lapsed Bond Proceeds P = Park Assessment R = Restricted U = Unrestricted

SIX YEAR CAPITAL IMPROVEMENT PROGRAM

Wailuku-Kahului

DOLLARS IN THOUSANDS		FY 2006	FY 2007-2011	TOTAL
Sewer	Central Maui Transmission Line		15,000 B	15,000 B
	Central Maui WWRF		4,600 B	4,600 B
	Central Operations and Maintenance Facilities	75 C	200 C	275 C
			5,500 B	5,500 B
	Lower Main Street Wastewater Line Improvements		800 B	800 B
	Maluhia Beach Lots Wastewater Line		290 C	290 C
	Waiko Road Gravity Wastewater Line Extension		1,350 B	1,350 B
	Wailuku-Kahului Reclaimed Water Force Main		6,700 B	6,700 B
	Wailuku-Kahului Wastewater Reclamation Facility (WWRF) Electrical and Solids Upgrade	200 C		200 C
	Wailuku-Kahului Wastewater Reclamation Facility (WWRF) Upgrade to R-1		6,000 B	6,000 B
Water	Central Maui Raw Water Storage		3,600 C	3,600 C
	Central Maui Source Development - Transmission from Treatment Plant to Central Maui System		1,200 C	1,200 C
	Central Maui Source Development - Treatment Plant		11,000 C	11,000 C
	Iao Source Development Projects	3,140 R		3,140 C
	Kaolu Street Waterline Improvement		150 C	150 C
	Naval Air Station Kahului Airport (NASKA) Baseyard Improvements and Roof Repair	250 U		250 C
	North Waihee Source Development Projects	1,450 R	6,475 C	7,925 C
		1,000 X		1,000 X
	Waihee Waterline Replacement - Halewau Rd., Wilipohaku Rd., Pakaku Pl. & Kaihannu Pl.		410 C	410 C
	Wailuku Waterline Improvements		1,102 C	1,102 C
		198 R		198 R
		305 U		305 U

Fund Source: C = County B = C.O. Bond F = Federal S = State X = Other L = Lapsed Bond Proceeds P = Park Assessment R = Restricted U = Unrestricted

SIX YEAR CAPITAL IMPROVEMENT PROGRAM

Wailuku-Kahului

DOLLARS IN THOUSANDS		FY 2006	FY 2007-2011	TOTAL
Other	Central-Maui Land Acquisition		1,200 B	1,200 B
		4,919 C	25,727 C	30,646 C
		12,060 B	88,800 B	100,860 B
		1,200 F	12,120 F	13,320 F
		0 S	0 S	0 S
		1,000 X	0 X	1,000 X
		3,425 L	0 L	3,425 L
		100 P	0 P	100 P
		4,788 R	0 R	4,788 R
		555 U	0 U	555 U
TOTAL WAILUKU-KAHULUI DISTRICT		28,047	126,647	154,694

Fund Source: C = County B = G.O. Bond F = Federal S = State X = Other L = Lapsed Bond Proceeds P = Park Assessment R = Restricted U = Unrestricted

SIX YEAR CAPITAL IMPROVEMENT PROGRAM

Kihei-Makena

DOLLARS IN THOUSANDS		FY 2006	FY 2007-2011	TOTAL
Government Facilities	Kihei Division of Motor Vehicle and Licensing (DMVL) Satellite Office	175 C		175 C
	Maalaea Fire Station		700 B	700 B
	New South Maui Police Station		18,000 B	18,000 B
Parks and Recreation	Kalama Park Improvements	350 C		350 C
	Kalama Park Pedestrian Path	100 P	300 P	400 P
	Kenolio Recreational Center Improvements	320 C		320 C
	Kenolio Recreational Center Waterline Replacement		100 B	100 B
	Shade Structure for Kihei Aquatic Center		80 B	80 B
	South Maui Community Park, Phase II		14,000 B	14,000 B
	South Maui Parks Improvements	149 C		149 C
	Waipuilani Tennis Courts Improvements	100 C		100 C
		500 C		500 C
Road Improvements	Hauoli Street Sidewalk	300 C		300 C
	Kihei-Makena District Road Resurfacing		1,500 C	1,500 C
	Kumulanani Drive - Reconstruct Section of Concrete Road		100 C	100 C
	North-South Collector Road		9,000 B	9,000 B
			25,600 F	25,600 F
	South Kihei Road Improvements		200 C	200 C
			4,700 B	4,700 B
			10,400 F	10,400 F
	South Kihei Road Improvements Okolani Drive to Keawekapu Beach Park		45 C	45 C
Sewer	Kihei Septage Receiving Station		175 C	175 C
	South Maui Reuse System Distribution System Expansion		6,250 B	6,250 B
	South Maui Reuse System Expansion (2nd Storage Tank // Booster Station)		1,400 B	1,400 B
Water	Kihei-Makena Waterline Replacements	325 R		325 R
		430,677 U		430,677 U

Fund Source: C = County B = G.O. Bond F = Federal S = State X = Other L = Lapsed Bond Proceeds P = Park Assessment R = Restricted U = Unrestricted

SIX YEAR CAPITAL IMPROVEMENT PROGRAM

Kihei-Makena

DOLLARS IN THOUSANDS	FY 2006	FY 2007-2011	TOTAL
	1,894 C	2,020 C	3,914 C
	0 B	54,230 B	54,230 B
	0 F	36,000 F	36,000 F
	0 S	0 S	0 S
	0 X	0 X	0 X
	0 L	0 L	0 L
	100 P	300 P	400 P
	325 R	0 R	325 R
	430.677 U	0 U	430.677 U

TOTAL KIHAI-MAKENA DISTRICT

2,749.677 92,550 95,299.677

Fund Source: C = County B = G.O. Bond F = Federal S = State X = Other L = Lapsed Bond Proceeds P = Park Assessment R = Restricted U = Unrestricted

SIX YEAR CAPITAL IMPROVEMENT PROGRAM

West Maui

DOLLARS IN THOUSANDS		FY 2006	FY 2007-2011	TOTAL
Government Facilities	Class/Meeting Room at the Ukumehame Police Firing Range		207 B	207 B
	Lahaina Baseyard Improvements		450 B	450 B
	Lahaina Division of Motor Vehicle and Licensing (DMVL) Satellite Office	175 C		175 C
	New Lahaina Police Station		11,000 B	11,000 B
	West District Baseyard Improvements		50 B	50 B
Parks and Recreation	Hanaka'o Beach Park Lifeguard Storage Facility	50 C		50 C
	Honokowai Park Playground	100 P		100 P
	Lahaina Civic Center Improvements	195 C		195 C
		150 P		150 P
	Napili Park Phase II-B	45 P		45 P
	Traditional Hawaiian Building - Kamehameha Iki Park	75 P		75 P
	West Maui Irrigation System Improvements		350 B	350 B
Road Improvements	West Maui District Road Resurfacing including Lower Honoapiilani Road Phase IV to north of Napilihau Street, Puukolii Road (provided ownership issues are resolved), and sidewalks on Shaw Street	1,000 C	1,500 C	2,500 C
Sanitation	Lahaina Waste to Energy Facility		600 C	600 C
Sewer	Front Street Sewer Line Rehabilitation	100 C		100 C
	Kaanapali/Hyatt Force Main Replacements	250 C	1,200 B	1,200 B
			250 C	250 C
	Lahaina Wastewater Pump Station (WWTPS) #1 Replacement	100 C	1,750 B	1,750 B
				100 C
	Lahaina Wastewater Pump Station (WWTPS) #2 Modifications		7,050 B	7,050 B
	Lahaina Wastewater Pump Station (WWTPS) #3 Forcemain Extensions		1,800 B	1,800 B
	Lahaina Wastewater Pump Station (WWTPS) #3 Forcemain and Lahaina Wastewater Pump Station (WWTPS) #2 Modification Design		1,200 B	1,200 B
			620 B	620 B
	Lahaina Wastewater Pump Station (WWTPS) #4 Modifications	1,700 X		1,700 X
	Lahaina Wastewater Reclamation Facility (WWRF) Modifications, Stage IA	1,000 B		1,000 C
			20,000 B	20,000 B

Fund Source: C = County B = G.O. Bond F = Federal S = State X = Other L = Lapsed Bond Proceeds P = Park Assessment R = Restricted U = Unrestricted

SIX YEAR CAPITAL IMPROVEMENT PROGRAM

West Maui

DOLLARS IN THOUSANDS		FY 2006	FY 2007-2011	TOTAL
Sewer (cont'd)	Maui Offsite Effluent Storage Reservoir		1,455 B	1,455 B
	Wahukuli Gravity Sewer		4,350 B	4,350 B
Water Supply	Alaeha Alternate System Connection - 16" line from Alaeha Tank to 12" line on Napilihau Street		170 C	170 C
	Honokohau Source Replacement		1,550 C	1,550 C
		150 X		150 X
	Kanaha Valley Land Agreement		50 C	50 C
	Lahaina Waterline Improvements	120 U		120 U
			295 C	295 C
	Lower Honoapiilani Hwy - SP 48 to SP 24 (from Honokowai Transmission Main to Honokowai Stream)		515 C	515 C
	Mahinahua Water Treatment Plant Improvements		280 C	280 C
	Napili A Well Facility Restoration	146 U		146 U
		1,870 C	4,960 C	6,830 C
		1,000 B	51,482 B	52,482 B
		0 F	0 F	0 F
		0 S	0 S	0 S
		1,850 X	0 X	1,850 X
		0 L	0 L	0 L
		370 P	0 P	370 P
		0 R	0 R	0 R
		266 U	0 U	266 U
TOTAL WEST MAUI DISTRICT		5,356	56,442	61,798

Fund Source: C = County B = G.O. Bond F = Federal S = State X = Other L = Lapsed Bond Proceeds P = Park Assessment R = Restricted U = Unrestricted

SIX YEAR CAPITAL IMPROVEMENT PROGRAM

Lanai

DOLLARS IN THOUSANDS		FY 2006	FY 2007-2011	TOTAL
Drainage	Lanai Drainage Improvements		3,000 C	3,000 C
Government Facilities	Lanai Fire Station Addition	115 C		115 C
	Lanai Community Center	100 C		100 C
Parks and Recreation	Lanai Gym Improvements	125 C		125 C
	Lanai Tennis Court Restroom		250 B	250 B
	Lanai Youth Center	50 C		50 C
	New Lanai Youth Center	100 P		100 P
Road Improvements	Lanai District Road Resurfacing	300 C	1,500 C	1,800 C
	Fraser Avenue Resurfacing	200 C		200 C
Sanitation	Lanai Landfill Stormwater and Perimeter Fence Improvements	150 L	200 B	150 L 200 B
		890 C	4,500 C	5,390 C
		0 B	450 B	450 B
		0 F	0 F	0 F
		0 S	0 S	0 S
		0 X	0 X	0 X
		150 L	0 L	150 L
		100 P	0 P	100 P
		0 R	0 R	0 R
		0 U	0 U	0 U
	TOTAL LANAI DISTRICT	1,140	4,950	6,090

Fund Source: C = County B = G.O. Bond F = Federal S = State X = Other L = Lapsed Bond Proceeds P = Park Assessment R = Restricted U = Unrestricted

SIX YEAR CAPITAL IMPROVEMENT PROGRAM

Molokai

DOLLARS IN THOUSANDS		FY 2006	FY 2007-2011	TOTAL
Drainage	Kapaakea Flood Control Project		1,000 B 750 F	1,000 B 750 F
	Kaunakakai Drainage Improvement System	500 B	4,800 B	5,300 B
Government Facilities	New Kaunakakai Fire Station	160 C	8,000 B	8,160 B
	New Molokai Baseyard		6,000 B	6,000 B
	New Molokai Police Station		8,850 B	8,850 B
	New Pukoo Fire Station		4,200 B	4,200 B
Parks and Recreation	Duke Maliu Park	30 C		0
	Kaunakakai Gym Improvements		120 C	30 C 120 C
	Molokai Baseyard		500 B	500 B
	One Alii Park Improvements		175 B	175 B
Road Improvements	Molokai District Road Resurfacing	300 C	1,500 C	1,800 C
Sanitation	Molokai Integrated Solid Waste Facility, Cell 3	325 B		325 B
	Molokai Landfill Left Turn Lane		550 C	550 C
Sewer	Kaunakakai Wastewater Reclamation Facility (WWRF) Facility Plan Update		80 C	80 C
Water Supply	Ala Malama Drive Waterline Improvements		525 C	525 C
	Kalae Tank Replacement		750 C	750 C
	Kaunakakai Well No. 2 - Land Acquisition	1,300 X		1,300 X
	Kualapu'u Transmission Pipeline - Pressure Break Tank		100 C	100 C
	Kualapu'u Well Backup Generator		150 C	150 C
	Kualapu'u Well Tank Enlargement		1,300 C	1,300 C
	Ualapue Well Replacement	150 X		150 X

Fund Source: C = County B = G.O. Bond F = Federal S = State X = Other L = Lapsed Bond Proceeds P = Park Assessment R = Restricted U = Unrestricted

SIX YEAR CAPITAL IMPROVEMENT PROGRAM

Molokai

DOLLARS IN THOUSANDS		FY 2006	FY 2007-2011	TOTAL
Other	Molokai General Hospital		750 C	750 C
		490 C	4,225 C	4,715 C
		825 B	33,525 B	34,350 B
		0 F	750 F	750 F
		0 S	0 S	0 S
		1,450 X	0 X	1,450 X
		0 L	120 L	120 L
		0 P	0 P	0 P
		0 R	0 R	0 R
		0 U	0 U	0 U
TOTAL MOLOKAI DISTRICT		2,765	38,620	41,385

SIX YEAR CAPITAL IMPROVEMENT PROGRAM

Countywide

DOLLARS IN THOUSANDS		FY 2006	FY 2007-2011	TOTAL
Drainage	Countywide Culvert Inventory and Assessment Study		200 C	200 C
	Countywide Drainage Improvements	500 C	2,500 B	2,500 B
				500 C
Government Facilities	Americans with Disabilities Act (ADA) Improvements for Various County Facilities	400 B		400 B
	Antenna Tower Maintenance		120 C	120 C
	Countywide Facility Building Improvements	100 C		100 C
	Countywide Fire Facilities		5,000 B	5,000 B
	Countywide Police Facilities	250 C	1,750 C	2,000 C
	Countywide Highway Baseyards Drainage Grease Traps Program	300 C		300 C
	I Hardened Shelters for 800MHz		2,800 B	2,800 B
	Information Technology System, Phase III	210 B		210 B
	Old Wailuku Post Office acquisition TMK No. (2) 3-4-013-014, Kalana O Maui	2,000 B		2,000 B
	Wells Annex and Kalana O Maui Kaohu Annex design	3,300 B		3,300 B
Parks and Recreation	Countywide Americans with Disabilities Act (ADA) Improvements	550 C		550 C
			2,000 B	2,000 B
	Countywide Parks Improvements	300 C	2,000 C	2,300 C
Road Improvements	Countywide Bikeway Program	300 C	1,500 C	1,800 C
	Countywide Bridge Repair and Maintenance	300 C	1,500 C	1,800 C
	Countywide Road Resurfacing		2,500 C	2,500 C
	Countywide Road Safety Improvements	600 C		600 C
			2,500 B	2,500 B
	Countywide Speed Hump Program	500 C	2,500 C	3,000 C
	Curb Ramps at Various Locations	600 C		600 C
		2,920 F		2,920 F
	Wheelchair Ramps at Various Locations		700 B	700 B
			800 F	800 F
Sanitation	Closed Landfill Improvements		600 C	600 C
	Recycling Drop Box Expansion and Improvements		500 B	500 B
Sewer	Countywide Environmental Protection Agency (EPA) Consent Decree	120 C	2,500 C	2,620 C
	Wastewater Reclamation Facility (WWRF) Renovation Projects	1,700 B	22,500 B	24,200 B

Fund Source: C = County B = G.O. Bond F = Federal S = State X = Other L = Lapsed Bond Proceeds P = Park Assessment R = Restricted U = Unrestricted

SIX YEAR CAPITAL IMPROVEMENT PROGRAM

Countywide

	DOLLARS IN THOUSANDS		FY 2006	FY 2007-2011	TOTAL
Sewer (continued)					
Countywide Pump Station Evaluations			100 C		100 C
Countywide Pump Station Renovation Projects				2,500 C	2,500 C
Environmental Protection Agency (EPA) Consent Decree Compliance			1,000 B	3,000 C	3,000 C
					1,000 B
Water Supply					
Countywide Disinfection Upgrades			200 U		200 U
Countywide Pipe and Facility Improvements			300 U		300 U
Countywide Pump Condition Assessment and Calibration			150 U		150 U
Countywide Pump Replacements			460 U		460 U
Expand DWS Facility				500 C	500
Flow Meter and Manhole In Key System Location			30 U		30 U
Flow Meter Installation and Replacement			20 U		20 U
Increase in Size of Mainlines			100 U		100 U
Land Appraisal and Acquisition			100 R		100 R
				1,000 C	1,000 C
Supervisory Control and Data Acquisition (SCADA) Systems			50 U		50 C
Maintenance and Upgrade					
Small, In-House, Pipe Replacements/Fire Protection Upgrades			100 U		100 C
Treatment Plants - Filter Replacement Allowance			200 U		200 C
USGS Monitor Well Drill Rig				450 C	450 C
Other					
Countywide Equipment Bond			2,994,500 B	1,400 B	4,394,500 B
Orderwire and Alarm Package				90 C	90 C
			4,520 C	20,210 C	24,730 C
			11,604.5 B	39,900 B	51,505 B
			2,920 F	800 F	3,720 F
			0 S	0 S	0 S
			0 X	0 X	0 X
			0 L	0 L	0 L
			0 P	0 P	0 P
			100 R	0 R	100 R
			1,610 U	0 U	1,610 U
TOTAL COUNTYWIDE			20,754,500	60,910	81,664,500

Fund Source: C = County B = G.O. Bond F = Federal S = State X = Other L = Lapsed Bond Proceeds P = Park Assessment R = Restricted U = Unrestricted

RECEIVED

WE HEREBY CERTIFY that the foregoing BILL NO. 44 (2005)

2005 MAY 23 PM 4:00

1. Passed FINAL READING at the meeting of the Council of the County of Maui, State of Hawaii, held on the 23rd day of May, 2005, by the following vote:


G. Riki HOKAMA Chair	Robert CARROLL Vice-Chair	Michelle ANDERSON	Jo Anne JOHNSON	Dain P. KANE	Dennis A. MATEO	Michael J. MOLINA	Joseph PONTANILLA	Charmaine TAVARES
Aye	Aye	Aye	No	Aye	Aye	Aye	Aye	Aye

2. Was transmitted to the Mayor of the County of Maui, State of Hawaii, on the 23rd day of May, 2005.

DATED AT WAILUKU, MAUI, HAWAII, this 23rd day of May, 2005.




G. RIKI HOKAMA, CHAIR
Council of the County of Maui



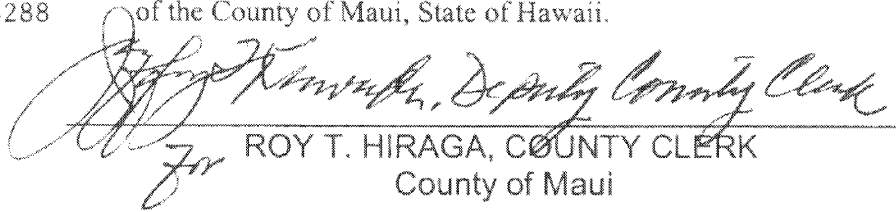
ROY T. HIRAGA, COUNTY CLERK
County of Maui

THE FOREGOING BILL IS HEREBY APPROVED THIS 29 DAY OF May, 2005.



ALAN M. ARAKAWA, MAYOR
County of Maui

I HEREBY CERTIFY that upon approval of the foregoing BILL by the Mayor of the County of Maui, the said BILL was designated as ORDINANCE NO. 3288 of the County of Maui, State of Hawaii.



ROY T. HIRAGA, COUNTY CLERK
County of Maui

Passed First Reading on May 16, 2005.
Effective date of Ordinance July 1, 2005.

I HEREBY CERTIFY that the foregoing is a true and correct copy of Ordinance No. 3288, the original of which is on file in the Office of the County Clerk, County of Maui, State of Hawaii.

Dated at Wailuku, Hawaii, on

County Clerk, County of Maui

2005 MAY 23 PM 4:00

ORDINANCE NO. 3280

BILL NO. 36 (2005)

A BILL FOR AN ORDINANCE AUTHORIZING THE ISSUANCE OF TWENTY-SIX MILLION SIX HUNDRED SEVENTY-FOUR THOUSAND FIVE HUNDRED DOLLARS (\$26,674,500) AGGREGATE PRINCIPAL AMOUNT OF GENERAL OBLIGATION BONDS OF THE COUNTY OF MAUI FOR THE PURPOSE OF PROVIDING FUNDS TO PAY ALL OR A PART OF THE COST OF APPROPRIATIONS FOR PUBLIC IMPROVEMENTS OF AND FOR THE COUNTY OF MAUI; FIXING THE FORM, DENOMINATIONS AND CERTAIN OTHER FEATURES OF SUCH BONDS AND PROVIDING FOR THEIR SALE; AUTHORIZING THE DIRECTOR OF FINANCE TO DETERMINE CERTAIN DETAILS OF THE BONDS; AUTHORIZING THE ISSUANCE AND SALE OF A LIKE PRINCIPAL AMOUNT OF GENERAL OBLIGATION BOND ANTICIPATION NOTES IN ANTICIPATION OF THE ISSUANCE AND SALE OF SUCH BONDS; AND PROVIDING FOR OTHER ACTIONS RELATED TO THE ISSUANCE, SALE AND DELIVERY OF SAID BONDS

BE IT ORDAINED BY THE PEOPLE OF THE COUNTY OF MAUI:

SECTION 1. Authorization of General Obligation Bonds. Pursuant to Chapter 47, Hawaii Revised Statutes, as amended, and particularly Part I thereof, there are hereby authorized to be issued and sold from time to time general obligation bonds of the County of Maui, State of Hawaii (the "County") in an aggregate principal amount not to exceed \$26,674,500 (the "Bonds"), the proceeds derived from the sale of which shall be used to pay all or part of the cost of appropriations for the public improvements of the County described in Section 2 hereof.

SECTION 2. Disposition of Bond Proceeds. All or any portion of the proceeds derived from the sale of the Bonds or any notes issued in anticipation of the Bonds shall be used to pay all or part of the cost of any of the public improvements listed below in accordance with appropriations contained in the Operating Budget and Capital Improvements Program Ordinance, including amendments and supplements thereto, duly adopted by the Council of the County for the fiscal year ending June 30, 2006; provided, however, that pursuant to Section 47-5, Hawaii Revised Statutes, the part of such proceeds which are in excess of the amounts required for the purposes for which the Bonds are initially issued from time to time, or which may not be applied to such purposes, or which this Council deems should not be applied to such purposes, may be

applied to finance such other public improvements of the County as the Council of the County shall, by ordinance approved by an affirmative vote of two-thirds of all of its members, determine; and provided further that the actual use and application of the proceeds of Bonds issued pursuant to this ordinance shall not in any way affect the validity or legality of such Bonds. No proceeds of the Bonds shall be applied to any public improvement listed in this section unless and until there shall be a valid appropriation of general obligation bond proceeds in effect for such public improvement. The public improvements provided for or to be provided for in the Operating Budget and Capital Improvements Program Ordinance, to be financed with proceeds from the sale of the Bonds, are as follows:

Public Improvements:

Estimated Project Cost

1. Paia-Haiku Community Plan District
 - a. Government Facilities \$ 1,185,000
 - (1) Wellness Center at Kaunoa Senior Center

2. Wailuku-Kahului Community Plan District
 - a. Government Facilities \$ 400,000
 - (1) Management Information Systems Computer Room Improvements
 - b. Parks and Recreation \$ 3,050,000
 - (1) Waiehu Golf Course Maintenance Building
 - c. Sanitation
 - (1) Central Maui Landfill, Phase I and II Closure \$ 5,525,000
 - (2) Central Maui Landfill, Phase IV-B \$ 3,000,000
 - (3) Central Maui Landfill, Phase IV Improvements \$ 85,000

3. West Maui Community Plan District
 - a. Sewer \$ 1,000,000
 - (1) Lahaina Wastewater Reclamation Facility (WWRF) Modifications, Stage 1A

4. Molokai Community Plan District
 - a. Road Improvements \$ 500,000
 - (1) Kaunakakai Drainage Improvement System
 - b. Sanitation \$ 325,000
 - (1) Molokai Integrated Solid Waste Facility, Cell 3

5. Countywide

a. Government Facilities

- | | | |
|-----|--|--------------|
| (1) | Hardened Shelters for 800 MH ₂ | \$ 210,000 |
| (2) | Information Technology System, Phase III | \$ 2,000,000 |
| (3) | ADA Improvements for Various County Facilities | \$ 400,000 |
| (4) | Old Wailuku Post Office,
TMK No. (2)3-4-013:014; Kalana O Maui
Wells Annex design; and Kalana O Maui
Kaohu Annex design | \$ 3,300,000 |

b. Sewer

- | | | |
|-----|--|--------------|
| (1) | Countywide Environmental Protection Agency (EPA) Consent Decree Wastewater Reclamation Facility (WWRF) Renovation Projects | \$ 1,700,000 |
| (2) | Environmental Protection Agency (EPA) Consent Decree Compliance | \$ 1,000,000 |

c. Other

- | | | |
|-----|---|--------------|
| (1) | Countywide Equipment
Provided, that the Countywide Equipment Bond shall be for the purchase of the following equipment: | \$ 2,994,500 |
| (a) | Department of Parks and Recreation,
Waiehu Golf Course - Dump Truck, Top Dresser, Greens Mower and Utility Carts | |
| (b) | Department of Public Works and Environmental Management, Solid Waste Division - Automated Refuse Collection Trucks and Bins, Track Excavator, D-7 Bulldozer, and Rear Loader Refuse Truck | |

The cost of issuance of the Bonds or any series thereof, including without limitation, the initial fee of paying agents and registrars, the fees of financial consultants and bond counsel, the cost of preparation of any Official Statement relating to the Bonds, any notices of sale and forms of bid and the definitive Bonds, and the costs of publication of any notices of sale, may be paid from the proceeds of the Bonds or any series thereof and such costs shall be allocated pro rata to each of the foregoing projects financed from such proceeds.

SECTION 3. Details of Bonds. The Bonds authorized for issuance and sale in Section 1 hereof shall be issued and sold in their entirety at one time, as a separate issue or as part of an issue of general obligation bonds of the County, or from time to time in part in series, as shall be determined by the Director of Finance to be in the best interest of the County; *provided, however,* nothing herein shall prohibit or be deemed to prohibit the issuance and sale of all or part of the Bonds contemporaneously with the issuance and sale of other authorized general obligation bonds either as part of the same series or as separate series. The Bonds shall be issued in fully registered form without coupons and in the denomination of \$5,000 or any integral multiple thereof. The Bonds of a given series shall be numbered in any manner as the Director of Finance shall determine. The Bonds shall mature annually in substantially equal installments of principal or in substantially equal installments of principal and interest, the first of such maturities to be not later than five years from the date thereof and the last of such maturities to be not later than twenty-five (25) years from the date thereof, shall be dated, may be redeemable prior to their stated maturities at any time or times on and after five (5) years from their date at prices not exceeding 104% of the principal amount thereof, and shall bear interest at such rate or rates per annum, not exceeding twelve per centum (12%) per annum, as shall be specified in the contract approved or the bid accepted for the purchase of the Bonds of such series, if any contract therefor be approved or any bid therefor be accepted, such interest being payable on a date not more than six (6) months from the date of the Bonds of such series and semiannually thereafter. The Director of Finance is hereby authorized to determine, in accordance with and subject to the provisions of this ordinance, the series designation of the Bonds; the date of the Bonds; the principal and interest payment dates of the Bonds and the record dates of holders of the Bonds entitled to receive such interest payments; the maturity dates of the Bonds; the amount of principal of the Bonds maturing on each maturity date; the place or places at which the Bonds may be paid or registered, which may include the office of the Director of Finance; whether the Bonds shall be in book-entry form; and whether or not the Bonds shall be subject to redemption prior to their stated maturities and, if subject to such prior redemption, the provisions for such prior

redemption, the premiums (if any) payable upon such redemption and the respective periods in which such premiums are payable.

SECTION 4. Redemption of Bonds. If any Bond (or portion thereof in installments of \$5,000 or any integral multiple thereof) is to be redeemed, notice of redemption shall be given in such manner as the Director of Finance shall determine. If any Bond shall have been duly called for redemption and notice of such redemption duly given as aforesaid, and if moneys for the payment of such Bond at the then applicable redemption price and the interest accrued on the principal amount thereof to the date of redemption are made or duly provided for by the County, interest on such Bond shall cease to accrue and become payable from and after the date fixed for redemption.

SECTION 5. Registration, Exchange and Transfer of Bonds. At all times during which any Bond of any series remains outstanding and unpaid, the registrar for such series shall keep or cause to be kept at its designated office bond registration books for the registration, exchange and transfer of such series of Bonds. Upon presentation at its designated office for such purpose the registrar, under such reasonable provisions as it may prescribe, shall register, exchange or transfer, or cause to be registered, exchanged or transferred, on the bond registration books the Bonds of such series as hereinbefore set forth. The bond registration books shall at all times be open for inspection by the County or any duly authorized officer thereof.

Any Bond of any series may be exchanged at the designated office of the registrar for such series of Bonds for a like aggregate principal amount of such Bonds in other authorized principal sums of the same series, interest rate and maturity. Any Bond of any series may, in accordance with its terms, be transferred upon the bond registration books by the person in whose name it is registered, in person or by such person's duly authorized agent, upon surrender of such bond to the registrar for such series for cancellation, accompanied by a written instrument of transfer duly executed by the registered owner in person or by such owner's duly authorized agent, in form satisfactory to the registrar.

All transfers or exchanges pursuant to this Section shall be made without expense to the holder of such Bonds, except as otherwise herein provided, and except that the registrar for such series of Bonds shall require the payment by the holder of the Bond requesting such transfer or exchange of any tax or other governmental charges required to be paid with respect to such transfer or exchange. All Bonds surrendered pursuant to this Section shall be canceled.

No transfer or exchange of Bonds shall be required to be made during the fifteen (15) days next preceding an interest payment date for such series of Bonds, nor during the forty-five (45) days next preceding the date fixed for redemption of such Bonds.

Whenever any Bond of a series shall be surrendered for transfer or exchange, the County shall execute and deliver at the designated office of the registrar for such series, and the registrar shall prepare and authenticate, and send by registered mail to the owner or new owner thereof at such owner's request, risk and expense, a new duly executed Bond or Bonds of the same series, interest rate and maturity and for the like aggregate principal sum registered on the bond registration books in such manner as the owner or transferee, as the case may be, may request.

SECTION 6. Execution and Form of Fully Registered Bonds. The Bonds shall bear the manual or facsimile signatures of the Director of Finance or the Deputy Director of Finance and the Mayor of the County and shall be sealed with the seal or a facsimile seal of the County. The Director of Finance may, at his election, sign or direct the Deputy Director of Finance to sign such number of Bonds of any series as he shall determine and deliver such signed Bonds to the registrar for such series for safekeeping prior to the time such Bonds are actually issued, exchanged or transferred. Unless the Director of Finance is the registrar, the Director of Finance shall direct the registrar for the Bonds of a given series to authenticate such Bonds and no such Bond shall be valid or obligatory for any purpose unless and until the certificate of authentication endorsed on each Bond shall have been manually executed by any authorized officer of the registrar. It shall not be necessary that any Bonds which are manually signed by the Director of

Finance, and for which the Director of Finance is the registrar, bear any such certificate of authentication. Upon the registration of any Bonds the registrar shall insert on such Bonds the date as of which such Bonds are registered.

Bonds may be printed, typewritten or otherwise produced. The form of the Bonds, the registrar's certificate of authentication and the instrument of assignment shall be substantially as follows with such appropriate insertions, variations, and omissions as are required with respect to a particular series of Bonds:

(FORM OF BOND)

"UNITED STATES OF AMERICA
STATE OF HAWAII
COUNTY OF MAUI
GENERAL OBLIGATION BOND,
_____ SERIES _____

No. _____

\$_____, 000

INTEREST	DATED	MATURITY	
<u>RATE:</u>	<u>DATE:</u>	<u>DATE:</u>	<u>CUSIP</u>

REGISTERED HOLDER:

PRINCIPAL SUM:

The County of Maui (hereinafter called the "County"), State of Hawaii, for value received hereby promises to pay to the Registered Holder named above, or registered assigns, on the Maturity Date specified above (unless this bond shall be subject to prior redemption and shall have theretofore been called for previous redemption and the payment of the redemption price duly made or provided) the Principal Sum specified above upon presentation and surrender of this bond at the office of _____, as Registrar, and to pay interest on said principal sum by check or draft mailed to the person in whose name this bond is registered in the bond registration books kept and maintained by the Registrar, as of the close of business on the fifteenth day (whether or not a business day) of the calendar month next preceding each interest payment date, from the date hereof or from the interest payment date next preceding the date of authentication hereof to which interest shall have been paid, unless such date of authentication is an interest payment date, in which case from such date, provided that such interest shall be payable from the Dated Date specified above if the date of authentication is prior to _____, until payment of said principal sum in full at the Interest Rate per annum specified above, payable on _____ and _____ in each year, commencing _____, _____. The principal of, _____ premium, if any, and interest on this bond are

payable in any coin or currency of the United States of America which at the time of payment is legal tender for public and private debts.

This bond is one of a series designated "General Obligation Bonds, _____ Series _____" of like date and tenor, except as to number, denomination, interest rate and maturity. This series of bonds is authorized by the Council of the County to be issued to provide funds for various public improvements in the County. This bond and the series of which it is a part are issued under and pursuant to and in full compliance with the Constitution and statutes of the State of Hawaii, including Part I of Chapter 47, Hawaii Revised Statutes, as amended, the Charter of the County, and proceedings of the aforesaid Council duly taken thereunder. This bond is a general obligation of the County, and the payment of the principal and interest hereof is a first charge on the general fund of the County. The full faith and credit of the County are irrevocably pledged of the punctual payment of the principal of and interest on this bond according to its terms.

[The bonds of the series of which this bond is one (or portions of the principal amount thereof in installments of \$5,000 or any integral multiple thereof) maturing after _____, _____, are subject to redemption at the option of the County prior to the respective stated maturities thereof, on and after _____, _____, in whole at any time, and in part from time to time on any interest payment date and in inverse order of maturities, at the principal amount thereof (or the portion of the principal amount thereof to be redeemed), the interest accrued thereon to the date fixed for redemption and the following redemption premiums expressed as a percentage of the principal amount redeemed: [_____ % if redeemed during the period _____, _____ to _____, _____, both inclusive; _____ % if redeemed during the period _____, _____ to _____, _____, both inclusive; _____ % if redeemed during the period _____, _____ to _____, _____, both inclusive; and no premium if redeemed on or after _____, _____.] If less than all the bonds of any

maturity are called for redemption, the bonds of such maturity to be redeemed (or portions thereof to be redeemed) shall be selected by lot.

In the event this bond is redeemable, as aforesaid, and this bond (or any portion of the principal sum hereof) shall be called for redemption, notice of the redemption hereof shall be given not less than [thirty (30)] days prior to the date fixed for redemption by [first class] mail to the person whose name appears in the bond registration books as the registered owner of this bond as of the [forty-fifth (45th)] day (whether or not a business day) preceding the date fixed for such redemption; provided, however, that the failure to receive such notice by any holder hereof or any defect in such notice shall not affect the sufficiency of the proceedings for the redemption of this bond. [Insert any publication option.] If this bond be redeemable and this bond (or any portion of the principal sum hereof) shall have been duly called for redemption and notice of the redemption hereof given as aforesaid, and if on or before the date fixed for such redemption payment hereof shall be duly made or provided for, interest hereon shall cease from and after the redemption date hereof.]

[If this bond be of a denomination in excess of \$5,000, portions of the principal sum hereof in installments of \$5,000 or any integral multiple thereof may be redeemed, and if less than all of the principal sum hereof is to be redeemed, in such case upon the surrender of this bond at the principal office of the Registrar, there shall be issued to the registered owner, without charge therefor, for the then unredeemed balance of the principal sum hereof, a bond or bonds of like series, maturity and interest rate in the denominations of \$5,000 or any integral multiple of \$5,000.]

The bonds of the series of bonds of which this Bond is a part are issuable as fully registered bonds without coupons in the denomination of \$5,000, and any integral multiples thereof. Subject to the limitations and upon payment of the charges, if any, bonds may be exchanged at the principal office of the Registrar, in _____, for a like aggregate principal amount of bonds of other authorized principal sums and of the same series, interest rate and maturity.

This bond is transferable upon the bond registration books by the registered holder hereof, in person or by such holder's agent duly authorized in writing, at the aforementioned offices of the Registrar but only in the manner, subject to the limitations and upon payment of the charges, if any, provided in the proceedings authorizing this, bond, and upon the surrender hereof to the Registrar for cancellation, together with a written instrument of transfer satisfactory in form to the Registrar duly executed by the registered holder or by such holder's duly authorized agent, which may be the form endorsed hereon. Upon such transfer a new bond or bonds of authorized denomination and of the same aggregate principal amount, series, interest rate and maturity as the bond surrendered, will be issued to the transferee in exchange herefor.

[This bond shall not be valid or obligatory unless the Certificate of Authentication hereon shall have been manually signed by an authorized officer of the Registrar.]

It is hereby certified, recited and declared that all conditions, acts and things essential to the validity of this bond and the series of which it forms a part exist, have happened and have been done; that every requirement of law affecting the issuance thereof has been duly complied with; and that the amount of this bond and the series of which it forms a part, together with all other indebtedness of the County, is not in excess of any statutory or constitutional limitation of indebtedness.

IN WITNESS WHEREOF, the County of Maui has caused this bond to be signed by the [manual/facsimile] signatures of its [Deputy] Director of Finance and of its Mayor, and to be sealed with [a facsimile of] its seal, and this bond to be dated as of the Dated Date specified above.

[Deputy] Director
of Finance of the County of Maui

Mayor of the County of Maui"

[(FORM OF CERTIFICATE OF AUTHENTICATION)]

"Certificate of Authentication

This bond is one of the bonds delivered pursuant to the within-mentioned proceedings.

_____, Registrar

By: _____
Authorized Officer]

Date of Registration: _____

(FORM OF ASSIGNMENT)

For value received _____ hereby sells, assigns and transfers unto _____ the within-mentioned bond and hereby irrevocably constitutes and appoints _____, Agent, to transfer the same on the books of registration in the office of the Registrar with full power of substitution in the premises.

Dated: _____

Registered Owner

Witness: _____

NOTE: The signature to this assignment must correspond with the name as written on the face of the within bond in every particular, without alteration, enlargement or any change whatsoever."

SECTION 7. Sale of Bonds. Without any further authorization from or action by this Council, but subject to the provisions hereof including in particular those limitations set forth in Section 3 and of applicable law, the Director of Finance is hereby authorized to issue and sell the Bonds at one time or from time to time in series at competitive sale or at negotiated sale in accordance with Section 47-8, Hawaii Revised Statutes, as amended, in each case at such price or prices and upon such terms and conditions as he shall approve and determine to be in the best interest of the County. Without limiting the generality of the foregoing, with respect to the sale of the Bonds or of portions of the Bonds, the Director of Finance is hereby authorized to retain bond counsel, paying agents, registrars and financial and accounting consultants, upon such terms and conditions as he shall deem advisable and in the best interest of the County, to select the date for such sale, to publish and distribute a Notice of Sale or to enter into a contract for the sale of the Bonds or portions thereof, in each case in such form and containing such terms and conditions as he shall approve and deem advisable, to distribute an Official Statement and such other information relating to the Bonds as he may deem advisable, to receive bids for the sale of the Bonds or the portion thereof being offered and to award the sale of the Bonds or the portion thereof being offered to the bidder offering the lowest interest cost therefor, in accordance with the applicable Notice of Sale, if any; provided that the Director of Finance may reserve the right to reject any and all bids. Subject to the provisions of Section 3 hereof, without further action of this Council, the Bonds shall bear interest at the rates per annum as specified in the contract or contracts approved or in the bid or bids accepted.

The Director of Finance and all officials of the County are hereby authorized to take such action and execute such orders, receipts and other documents as may be necessary in order to effectuate the sale of the Bonds or any portion thereof, and, if any contract therefor be approved or any bid therefor be accepted, the preparation, execution and delivery thereof, in accordance with the provisions hereof and applicable law. Subsequent to the sale of the Bonds, the Director of Finance shall report the results of such sale to the Council by letter.

SECTION 8. Authorization of Bond Anticipation Notes. General obligation bond anticipation notes are hereby authorized for issuance and sale by the Director of Finance in anticipation of the issuance and sale of the general obligation bonds authorized herein. The issuance and details of the notes shall be governed by the provisions of Section 47-16, Hawaii Revised Statutes, as amended. Bonds in anticipation of which bond anticipation notes are issued pursuant to this section may be issued and sold in accordance with the provisions of this ordinance at any time within five years of the date of issuance of the first notes issued in anticipation of such Bonds.

The proceeds derived from the sale of any notes issued in anticipation of the Bonds shall be used to pay all or part of the cost of any appropriation for the various public improvements set forth in Section 2.

SECTION 9. Security for the Bonds. The full faith and credit of the County are hereby pledged to the payment of the principal of and interest on the Bonds and the principal and interest payments shall be a first charge on the General Fund of the County.

SECTION 10. Tax Covenant. The County hereby covenants and agrees to comply with the provisions of Sections 103 and 141-150 of the Internal Revenue Code of 1986, as amended, and the applicable Treasury Regulations if and to the extent required to maintain the exclusion from gross income of interest on the Bonds for federal income tax purposes for so long as any Bond shall be outstanding. Notwithstanding the foregoing, the Director of Finance may determine that it is in the best interest of the County that a portion of the bonds authorized hereby be issued as obligations the interest on which is not intended to be excluded from gross income for federal tax purposes; and the foregoing covenant shall not apply to any such bonds.

SECTION 11. Reimbursement of expenditures. The County expects that it will pay certain capital expenditures in connection with the public improvements of the County described in Section 2 hereof prior to the issuance of the Bonds, and reasonably expects to reimburse such expenditures from the proceeds of such Bonds. The County hereby declares its official

intent to use proceeds of the Bonds to reimburse itself for future expenditures in connection with such public improvements. This Ordinance is adopted in part for purposes of establishing compliance with the requirements of Section 1.150-2 of the Treasury Regulations.

This Ordinance shall be reasonably available for inspection by the general public during normal business hours at the offices of the County Clerk, located at 200 South High Street, Wailuku, Maui, Hawaii, commencing within fifteen (15) days after the adoption hereof by the Council.

SECTION 12. CUSIP Identification Numbers. The Director of Finance may authorize the printing of CUSIP identification numbers upon the Bonds. Such numbers and the printing thereof shall be subject in all respects to the provisions of Section 47-10, Hawaii Revised Statutes, as amended.

SECTION 13. Bond Insurance. If the original purchaser of the Bonds, or any portion thereof, shall procure insurance for the payment of the principal of and interest on such Bonds and desires that a statement with respect to such insurance shall be printed upon such Bonds, space shall be provided on the backs of the printed Bonds for the printing of such statement. The cost, if any, of the printing of any such statement upon the Bonds shall be at the expense of such original purchaser, and the County shall not have any liability with respect thereto. Should the procuring of such insurance or the printing of a statement of such insurance upon the back of the Bonds cause a delay either in the printing of the Bonds or in the delivery of and payment therefor, the County, after notifying the original purchaser of the same, shall proceed with the printing of such Bonds without a copy of such statement thereon, or shall proceed with the delivery of such Bonds without such insurance having been obtained, as the case may be, unless an agreement is reached between the County and the original purchaser of such Bonds extending the date of delivery of and payment for such Bonds. Neither the failure by the original purchaser of the Bonds to obtain any such insurance nor the failure to print on any Bonds a copy of a statement of insurance or any error with respect thereto shall constitute cause for failure or refusal by the original purchaser of the bonds to accept delivery of and pay for such Bonds. If any such insurance on the Bonds shall be

obtained by the original purchaser of such Bonds, (a) such insurance shall not constitute a part of the contract by and with the County evidenced by a particular Bond or constitute a part of the proceedings providing for the issuance thereof, and (b) no liability or responsibility shall attach to the County or any officer or agent thereof in any way by reason of any such insurance, including, without limiting the foregoing, with respect to the procuring, maintenance, enforcement or collection thereof. Without limiting the effect of the provisions of the next preceding sentence, the County shall be under no obligation to take or refrain from taking any action by reason of the existence of such insurance or any of the provisions thereof, even though the taking or refraining from taking of such action may result in or be cause for cancellation or cessation of such insurance.

SECTION 14. Refunding Bonds. Pursuant to Chapter 47, Hawaii Revised Statutes, as amended, and particularly Section 47-17, there are hereby authorized for issuance and sale at one time or from time to time general obligation refunding bonds of the County (the "Refunding Bonds") in one or more series for the purpose of refunding in advance of their maturity all or part of any outstanding general obligation bonds of the County as the Director of Finance shall determine to be in the best interest of the County, and to pay all costs incurred in the issuance thereof and the refunding of such outstanding bonds, and shall be in any amount necessary for such purposes. The proceeds of the Refunding Bonds of any particular series shall be applied to the payment of the principal of, and redemption premium, if any, and interest on the bonds to be refunded and to the payment of all costs incurred in the issuance of such Refunding Bonds and the refunding of such outstanding bonds, all as determined by the Director of Finance.

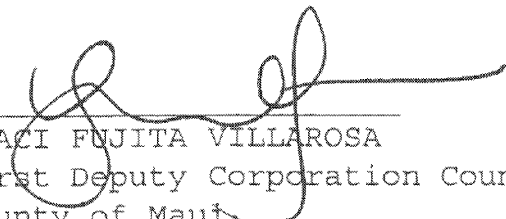
SECTION 15. Effect of Section Headings. The heading or titles of the several Sections hereof shall be solely for convenience of reference and shall not affect the meaning, construction, interpretation or effect of this ordinance.

SECTION 16. Repeal of Inconsistent Ordinance and Resolution. Any ordinance or resolution of the County, or any portion thereof, in conflict or inconsistent with this ordinance

is hereby repealed to the extent of such conflict or inconsistency.

SECTION 17. Effective Date. This ordinance shall take effect on July 1, 2005.

APPROVED AS TO FORM
AND LEGALITY:



TRACI FUJITA VILLAROSA
First Deputy Corporation Counsel
County of Maui

S:\CLERICAL\PJK\ORDS\FY06\2006GOBnd.wpd

RECEIVED

WE HEREBY CERTIFY that the foregoing BILL NO. 36 (2005)

2005 MAY 23 PM 3:58

1. Passed FINAL READING at the meeting of the Council of the County of Maui, State of Hawaii, held on the 23rd day of May, 2005, by the following vote:

G. Riki HOKAMA Chair	Robert CARROLL Vice-Chair	Michelle ANDERSON	Jo Anne JOHNSON	Dain P. KANE	Dennis A. MATEO	Michael J. MOLINA	Joseph PONTANILLA	Charmaine TAVARES
Aye	Aye	Aye	Aye	Aye	Aye	Aye	Aye	Aye

2. Was transmitted to the Mayor of the County of Maui, State of Hawaii, on the 23rd day of May, 2005.

DATED AT WAILUKU, MAUI, HAWAII, this 23rd day of May, 2005.



G. RIKI HOKAMA, CHAIR
Council of the County of Maui



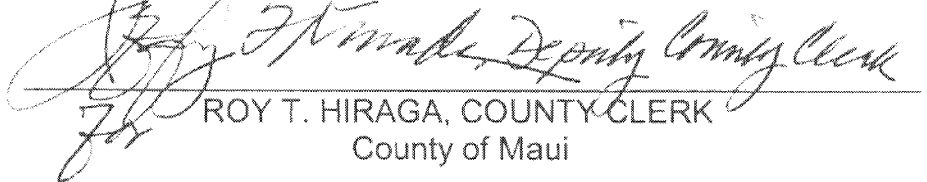
ROY T. HIRAGA, COUNTY CLERK
County of Maui

THE FOREGOING BILL IS HEREBY APPROVED THIS 29 DAY OF May, 2005.



ALAN M. ARAKAWA, MAYOR
County of Maui

I HEREBY CERTIFY that upon approval of the foregoing BILL by the Mayor of the County of Maui, the said BILL was designated as ORDINANCE NO. 3280 of the County of Maui, State of Hawaii.



ROY T. HIRAGA, COUNTY CLERK
County of Maui

Passed First Reading on May 16, 2005.

Effective date of Ordinance July 1, 2005.

I HEREBY CERTIFY that the foregoing is a true and correct copy of Ordinance No. 3280, the original of which is on file in the Office of the County Clerk, County of Maui, State of Hawaii.

Dated at Wailuku, Hawaii, on

County Clerk, County of Maui

RECEIVED

2005 MAY 23 PM 3:58

ORDINANCE NO. 3281

BILL NO. 37 (2005)

A BILL FOR AN ORDINANCE DETERMINING THAT PART OF THE PROCEEDS OF GENERAL OBLIGATION BONDS OF THE COUNTY OF MAUI HERETOFORE ISSUED IS IN EXCESS OF THE AMOUNTS REQUIRED FOR THE PURPOSES FOR WHICH SUCH BONDS WERE INITIALLY ISSUED, OR MAY OR SHOULD NOT BE APPLIED TO THOSE PURPOSES, AND DIRECTING TO OTHER PUBLIC IMPROVEMENTS OR AUTHORIZED PURPOSES OF THE COUNTY OF MAUI

BE IT ORDAINED BY THE PEOPLE OF THE COUNTY OF MAUI:

SECTION 1. The Council of the County of Maui hereby finds and determines: (i) the County of Maui (the "County") has heretofore issued its general obligation bonds (the "Bonds") pursuant to Ordinance 2866, as amended, Ordinance 2965, as amended, Ordinance 3184 and Ordinance 3066, as amended (the "Ordinances"); (ii) certain of the purposes for which the Bonds were issued as set forth in the Ordinances have been completed or will be completed at a cost which is less than the amount of Bonds proceeds appropriated therefor, resulting in \$3,575,000 of the proceeds of the Bonds issued pursuant to the Ordinances which is in excess of the amounts required for the purposes provided in the Ordinances; (iii) there is a total of \$3,575,000 of the proceeds of the Bonds issued pursuant to the Ordinances which is in excess of the amounts required for the purposes provided in the Ordinances or which shall not be applied to purposes provided in the Ordinances; (iv) pursuant to Section 47-5, Hawaii Revised Statutes ("HRS"), and the Ordinances, amounts of the proceeds of the Bonds which are in excess of the amounts required for the purposes provided in the Ordinances and amounts of the proceeds of the Bonds which shall not be applied for the purposes provided in the Ordinances may be applied to finance such other public improvements of the County as the Council of the County shall, by ordinance approved by an affirmative vote of two-thirds of all of its members, determine; (v) the capital budget ordinance for the fiscal year ending June 30, 2006, includes appropriations for public improvements to be financed from the proceeds of general obligation bonds; and (vi) it is in the best interests of the County to apply the proceeds of the Bonds issued pursuant to the Ordinances which are in excess of, or shall not be applied to, purposes provided in the Ordinances to pay the cost of appropriations for the public improvements set forth herein.


SECTION 2. Pursuant to Section 47-5, HRS, and the Ordinances, the Council of the County of Maui hereby determines that \$3,575,000 of the proceeds of the general obligation bonds of the County issued pursuant to the Ordinances is in excess of the amounts required for the purposes provided in the Ordinances for which such bonds were issued, and such amount shall be reallocated to finance the appropriations made for the following capital improvement projects in Section 4.E. of the budget ordinance for the fiscal year ending June 30, 2006, to wit:

From Lapsed Bond Proceeds

1. Wailuku-Kahului Community Plan District
 - a. Government Facilities \$ 250,000
 - (1) Wailuku Police Station Air Conditioning Chiller Tower
 - b. Parks and Recreation \$ 2,900,000
 - (1) Boys and Girls Club of Maui - Central Club House
 - c. Sanitation \$ 275,000
 - (1) Central Maui Landfill, Stormwater Discharge System
2. Lanai Community Plan District
 - a. Sanitation \$ 150,000
 - (1) Lanai Landfill Stormwater & Perimeter Fence Improvements

SECTION 3. This ordinance shall take effect on July 1, 2005.

APPROVED AS TO FORM
AND LEGALITY:

for 
TRACE FUJITA VILLAROSA
First Deputy Corporation Counsel
County of Maui

S:\CLERICAL\PJK\ORDS\FY06\2006LapsedGOBnd.wpd

RECEIVED

WE HEREBY CERTIFY that the foregoing BILL NO. 37 (2005)


2005 MAY 23 PM 3: 58


1. Passed FINAL READING at the meeting of the Council of the County of Maui, State of Hawaii, held on the 23rd day of May, 2005, by the following vote:

G. Riki HOKAMA Chair	Robert CARROLL Vice-Chair	Michelle ANDERSON	Jo Anne JOHNSON	Dain P. KANE	Dennis A. MATEO	Michael J. MOLINA	Joseph PONTANILLA	Charmaine TAVARES
Aye	Aye	Aye	Aye	Aye	Aye	Aye	Aye	Aye

2. Was transmitted to the Mayor of the County of Maui, State of Hawaii, on the 23rd day of May, 2005.

DATED AT WAILUKU, MAUI, HAWAII, this 23rd day of May, 2005.

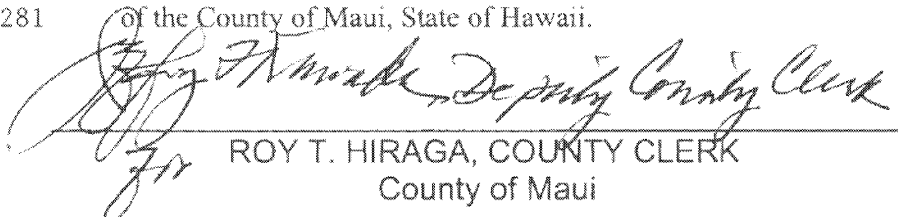

G. RIKI HOKAMA, CHAIR
Council of the County of Maui


ROY T. HIRAGA, COUNTY CLERK
County of Maui

THE FOREGOING BILL IS HEREBY APPROVED THIS 29 DAY OF May, 2005.


ALAN M. ARAKAWA, MAYOR
County of Maui

I HEREBY CERTIFY that upon approval of the foregoing BILL by the Mayor of the County of Maui, the said BILL was designated as ORDINANCE NO. 3281 of the County of Maui, State of Hawaii.


ROY T. HIRAGA, COUNTY CLERK
County of Maui

Passed First Reading on May 16, 2005.
Effective date of Ordinance July 1, 2005.

I HEREBY CERTIFY that the foregoing is a true and correct copy of Ordinance No. 3281, the original of which is on file in the Office of the County Clerk, County of Maui, State of Hawaii.

Dated at Wailuku, Hawaii, on

County Clerk, County of Maui

RECEIVED
2005 MAY 23 PM 3: 58

ORDINANCE NO. 3282

BILL NO. 38 (2005)

A BILL FOR AN ORDINANCE AMENDING CHAPTER 5.16,
MAUI COUNTY CODE, PERTAINING TO TAXICABS

BE IT ORDAINED BY THE PEOPLE OF THE COUNTY OF MAUI:

SECTION 1. Section 5.16.020, Maui County Code, is amended to
read as follows:

"5.16.020. License and permit - required. A. It is unlawful for any person to drive a taxicab without first obtaining a chauffeur's license and a permit from the director. Such permit shall be placed in a prominent place within the taxicab being driven by the person to whom it was issued. Such permit shall bear a serial number, the name of the person, his address and a recent photograph of the person said photograph to be not less than three inches in height and two inches in width. The photograph shall be supplied by the applicant for the permit.

[B. There shall be a fee of \$10 for each original taxicab driver's permit.]

[C.]B. No permit shall be issued to any person unless the person shall:

1. Have a reasonable knowledge of the traffic laws of the County;

2. Have a reasonable knowledge of the locations of streets, roads, and highways, and of important county and state buildings and places within the County;

3. Be able to speak and understand the English language well enough to converse satisfactorily with English-speaking people; provided, however, that the provisions of this paragraph shall not apply to any applicant whose sole occupation for the past ten-year period prior to the enactment of the ordinance codified in this chapter has been that of a taxicab driver.

[D.]C. Every permit issued under this section shall expire unless otherwise revoked or canceled one year after the issuance thereof and shall be renewed on or before its expiration date upon reexamination; provided, however, that the director may in his discretion waive examination upon renewal of such permit. [There shall be a fee of \$5 for each renewal of a taxicab driver's permit.]"

SECTION 2. Chapter 5.16, Maui County Code, is amended by adding a new section to be appropriately designated and to read as follows:

"5.16.140 Fees. The director shall charge the following fees as set forth in the annual budget ordinance:

- A. Original taxicab driver's permit.
- B. Renewal of a taxicab driver's permit.
- C. Initial issuance of a taxicab business permit.
- D. Renewal of a taxicab business permit.
- E. Replacement of lost, stolen, or mutilated taxicab business permit.
- F. Change of vehicle assigned to the taxicab business permit.
- G. Replacement of lost, stolen, or mutilated rent service decal.
- H. Transfer of a taxicab business permit."

SECTION 3. Material to be repealed is bracketed. New material is underscored. In printing this bill, the County Clerk need not include the brackets, the bracketed material or the underscoring.

SECTION 4. This ordinance shall take effect upon its approval.

APPROVED AS TO FORM
AND LEGALITY:



TRACI FUJITA VILLAROSA
First Deputy Corporation Counsel
County of Maui

S:\CLERICAL\POK\ORDS\TAXICABS.WPD

RECEIVED

2005 MAY 23 PM 3: 58

WE HEREBY CERTIFY that the foregoing BILL NO. 38 (2005)

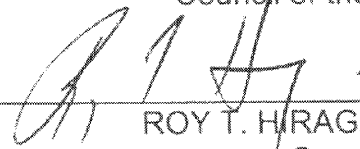
1. Passed FINAL READING at the meeting of the Council of the County of Maui, State of Hawaii, held on the 23rd day of May, 2005, by the following vote:

G. Riki HOKAMA Chair	Robert CARROLL Vice-Chair	Michelle ANDERSON	Jo Anne JOHNSON	Dain P. KANE	Dennis A. MATEO	Michael J. MOLINA	Joseph PONTANILLA	Charmaine TAVARES
Aye	Aye	Aye	Aye	Aye	Aye	Aye	Aye	Aye

2. Was transmitted to the Mayor of the County of Maui, State of Hawaii, on the 23rd day of May, 2005.

DATED AT WAILUKU, MAUI, HAWAII, this 23rd day of May, 2005.

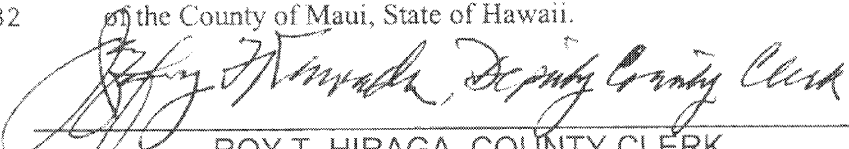

G. RIKI HOKAMA, CHAIR
Council of the County of Maui


ROY T. HIRAGA, COUNTY CLERK
County of Maui

THE FOREGOING BILL IS HEREBY APPROVED THIS 29 DAY OF May, 2005.


ALAN M. ARAKAWA, MAYOR
County of Maui

I HEREBY CERTIFY that upon approval of the foregoing BILL by the Mayor of the County of Maui, the said BILL was designated as ORDINANCE NO. 3282 of the County of Maui, State of Hawaii.


ROY T. HIRAGA, COUNTY CLERK
County of Maui

Passed First Reading on May 16, 2005.
Effective date of Ordinance May 29, 2005.

I HEREBY CERTIFY that the foregoing is a true and correct copy of Ordinance No. 3282, the original of which is on file in the Office of the County Clerk, County of Maui, State of Hawaii.

Dated at Wailuku, Hawaii, on

County Clerk, County of Maui

RECEIVED
2005 MAY 24 PM 1: 15

ORDINANCE NO. 3283

BILL NO. 39 (2005)

A BILL FOR AN ORDINANCE RELATING TO
SALARIES OF DEPUTIES CORPORATION COUNSEL
AND DEPUTIES PROSECUTING ATTORNEY

BE IT ORDAINED BY THE PEOPLE OF THE COUNTY OF MAUI:

SECTION 1. Section 2.44.015, Maui County Code, is amended by
amending subsection A to read as follows:

"2.44.015 Salaries of deputies corporation counsel and deputies prosecuting attorney. A. The corporation counsel and the prosecuting attorney shall have sole discretion to set the annual salary of each deputy in their respective departments within a range that is eighteen per cent greater and twenty-five per cent less than the allocated amount, provided that the annual salary of any deputy shall not exceed the salary of the corporation counsel or the prosecuting attorney, whichever is lower. The allocated amount for a deputy shall depend upon the number of full years that has elapsed since the deputy was admitted to the practice of law in any state or the District of Columbia, as of the beginning of the fiscal year, as follows:

Years	Allocated Amount
0	\$[43,860] <u>46,056</u>
1	[47,472] <u>50,090</u>
2	[51,084] <u>54,125</u>
3	[54,702] <u>58,159</u>
4	[58,320] <u>62,194</u>
5	[61,932] <u>66,228</u>
6	[65,544] <u>70,262</u>
7	[69,156] <u>74,297</u>
8	[72,768] <u>78,331</u>
9+	[76,386] <u>82,366"</u>

SECTION 2. Material to be repealed is bracketed. New material is underscored. In printing this bill, the County Clerk need not include the brackets, the bracketed material or the underscoring.

SECTION 3. This ordinance shall take effect on July 1, 2005.

APPROVED AS TO FORM AND LEGALITY:



TRACI FUJITA VILLAROSA
First Deputy Corporation Counsel
County of Maui
S:\ALL\BTM\Ords\salary.2004.wpd

RECEIVED

WE HEREBY CERTIFY that the foregoing BILL NO. 39 (2005)


2005 MAY 23 PM 3: 58

1. Passed FINAL READING at the meeting of the Council of the County of Maui, State of Hawaii, held on the 23rd day of May, 2005, by the following vote:

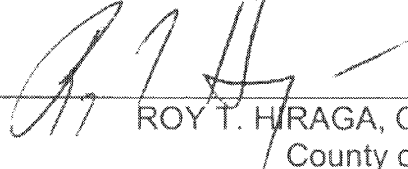
G. Riki HOKAMA Chair	Robert CARROLL Vice-Chair	Michelle ANDERSON	Jo Anne JOHNSON	Dain P. KANE	Dennis A. MATEO	Michael J. MOLINA	Joseph PONTANILLA	Charmaine TAVARES
Aye	Aye	Aye	Aye	Aye	Aye	Aye	Aye	Aye

2. Was transmitted to the Mayor of the County of Maui, State of Hawaii, on the 23rd day of May, 2005.

DATED AT WAILUKU, MAUI, HAWAII, this 23rd day of May, 2005.




G. RIKI HOKAMA, CHAIR
Council of the County of Maui



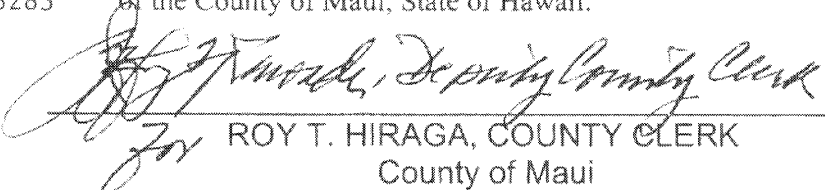
ROY T. HIRAGA, COUNTY CLERK
County of Maui

THE FOREGOING BILL IS HEREBY APPROVED THIS 29 DAY OF May, 2005.



ALAN M. ARAKAWA, MAYOR
County of Maui

I HEREBY CERTIFY that upon approval of the foregoing BILL by the Mayor of the County of Maui, the said BILL was designated as ORDINANCE NO. 3283 of the County of Maui, State of Hawaii.



ROY T. HIRAGA, COUNTY CLERK
County of Maui

Passed First Reading on May 16, 2005.
Effective date of Ordinance July 1, 2005.

I HEREBY CERTIFY that the foregoing is a true and correct copy of Ordinance No. 3283, the original of which is on file in the Office of the County Clerk, County of Maui, State of Hawaii.

Dated at Wailuku, Hawaii, on

County Clerk, County of Maui

RECEIVED

2005 MAY 23 PM 3: 58

ORDINANCE NO. 3284

BILL NO. 40 (2005)

A BILL FOR AN ORDINANCE AMENDING
CHAPTER 16.26, MAUI COUNTY CODE,
PERTAINING TO BUILDING PERMIT FEES

BE IT ORDAINED BY THE PEOPLE OF THE COUNTY OF MAUI:

SECTION 1. The purpose of this ordinance is to limit the exemption from building permit fees for projects located on the Island of Molokai, to projects valued at \$200,000 or less.

SECTION 2. Chapter 16.26, Maui County Code, is amended by amending section 16.26.107.2 to read as follows:

"**16.26.107.2 Subsection 107.2 amended.** [Subsection 107.2] Section 107 of the Uniform Building Code is amended by amending subsection 107.2 to read as follows:

107.2 Permit Fees. (a) A fee as set forth in the annual budget ordinance shall be paid prior to the issuance of any building permit.

EXCEPTIONS:

1. Affordable housing projects built and offered for sale or rental in accordance with chapter 2.86 of the Maui County Code shall be charged one-half of the building permit fee set forth in the annual budget ordinance.

2. When permits are required for a county capital improvement program project pursuant to this code, no fee shall be charged for such permits.

3. When permits are required for projects located on the island of Molokai, pursuant to resolution no. 96-42 relating to designation of the island of Molokai as an enterprise zone, no fee shall be charged for such permits[.] for projects valued at \$200,000 or less.

(b) The determination of value or valuation under any of the provisions of this code shall be made by the building official. The value to be used in computing the building permit and building plan review fees shall be

the total value of all construction work for which the permit is issued, as well as all finish work, painting, roofing, electrical, plumbing, heating, air conditioning, elevators, fire extinguishing systems and any other permanent equipment. The valuation per square foot for dwellings, private garages, decks, and patios shall be as follows:

	"Good" Construction	"Average" Construction
1. Dwellings:		
Type V - masonry	\$95.00	\$70.00
Type V - wood frame	\$90.00	\$65.00
Basements - unfinished	\$25.00	\$20.00
2. Private garages:		
Wood frame		\$25.00
Masonry		\$28.00
Open carports		\$20.00
3. Decks and patios:		
Open	\$15.00	\$8.00
Covered		\$20.00

Adjustments to the valuations may be made by the building official for special architectural or structural features, type of material and location of project."

SECTION 3. Material to be repealed is bracketed. New material is underscored. In printing this ordinance, the County Clerk need not include the brackets, the bracketed material or the underscoring.

SECTION 4. This ordinance shall take effect upon its approval.

APPROVED AS TO FORM AND LEGALITY:

Cindy Y. Young
CINDY Y. YOUNG
Deputy Corporation Counsel
County of Maui

S:\CLERICAL\KAO\ORD\UBC\107-2 Permit Fees.wpd

RECEIVED

2005 MAY 23 PM 3:58

WE HEREBY CERTIFY that the foregoing BILL NO. 40 (2005)

1. Passed FINAL READING at the meeting of the Council of the County of Maui, State of Hawaii, held on the 23rd day of May, 2005, by the following vote:

G. Riki HOKAMA Chair	Robert CARROLL Vice-Chair	Michelle ANDERSON	Jo Anne JOHNSON	Dain P. KANE	Dennis A. MATEO	Michael J. MOLINA	Joseph PONTANILLA	Charmaine TAVARES
Aye	Aye	Aye	Aye	Aye	Aye	Aye	Aye	Aye

2. Was transmitted to the Mayor of the County of Maui, State of Hawaii, on the 23rd day of May, 2005.

DATED AT WAILUKU, MAUI, HAWAII, this 23rd day of May, 2005.


G. RIKI HOKAMA, CHAIR
Council of the County of Maui


ROY T. HIRAGA, COUNTY CLERK
County of Maui

THE FOREGOING BILL IS HEREBY APPROVED THIS 29 DAY OF May, 2005.


ALAN M. ARAKAWA, MAYOR
County of Maui

I HEREBY CERTIFY that upon approval of the foregoing BILL by the Mayor of the County of Maui, the said BILL was designated as ORDINANCE NO. 3284 of the County of Maui, State of Hawaii.


ROY T. HIRAGA, COUNTY CLERK
County of Maui

Passed First Reading on May 16, 2005.
Effective date of Ordinance May 29, 2005.

I HEREBY CERTIFY that the foregoing is a true and correct copy of Ordinance No. 3284, the original of which is on file in the Office of the County Clerk, County of Maui, State of Hawaii.

Dated at Wailuku, Hawaii, on

County Clerk, County of Maui

RECEIVED

2005 MAY 23 PM 3:58

ORDINANCE NO. 3285

BILL NO. 41 (2005)

A BILL FOR AN ORDINANCE AMENDING
SECTION 3.48.450, MAUI COUNTY CODE,
PERTAINING TO REAL PROPERTY TAX HOME EXEMPTION

BE IT ORDAINED BY THE PEOPLE OF THE COUNTY OF MAUI:

SECTION 1. Section 3.48.450, Maui County Code, is
amended to read as follows:

"3.48.450 Homes--Standards for valuation. A. Real property owned and occupied only as a principal home, as of the date of assessment, by an individual or individuals, shall be exempt only to the following extent from property taxes:

1. Totally exempt where the value of the property is not in excess of \$110,000;

2. Where the value of the property is in excess of \$110,000, the exemption shall be in the amount of \$110,000.

B. The provisions of subsection A of this section shall apply, provided, as follows:

1. That no such exemption shall be allowed to any corporation, copartnership, or company;

2. That the exemption shall not be allowed on more than one home for any one taxpayer;

3. That where the taxpayer has acquired [his] a home by a deed made on or after July 1, 1951, the deed shall have been recorded on or before December 31 immediately preceding the year for which the exemption is claimed;

4. That a husband and wife shall not be permitted exemption of separate homes owned by each of them, unless they are living separate and apart; in which case they shall be entitled to one exemption, to be apportioned between each of their

respective homes in proportion to the value thereof; and

5. That a person living on premises, a portion of which is used for commercial purposes, shall not be entitled to an exemption with respect to such portion, but shall be entitled to an exemption with respect to the portion thereof used exclusively as a home.

C. Notwithstanding the provisions of subsection A of this section and section 3.48.465, for the tax years ending June 30, 2006 and June 30, 2007, real property owned and occupied only as a principal home, as of the date of assessment, by an individual or individuals, shall be exempt only to the following extent from property taxes:

1. Totally exempt where the value of the property is not in excess of \$200,000;

2. Where the value of the property is in excess of \$200,000, the exemption shall be in the amount of \$200,000."

SECTION 2. Material to be repealed is bracketed. New material is underscored. In printing this bill, the County Clerk need not include the brackets, the bracketed material, or the underscoring.

SECTION 3. This ordinance shall take effect on July 1, 2005 (January 1, 2005 date of assessment).

APPROVED AS TO FORM AND LEGALITY:



TRACI FUJITA VILLAROSA
First Deputy Corporation Counsel
County of Maui

RECEIVED

WE HEREBY CERTIFY that the foregoing BILL NO. 41 (2005)

2005 MAY 23 PM 3: 58

1. Passed FINAL READING at the meeting of the Council of the County of Maui, State of Hawaii, held on the 23rd day of May, 2005, by the following vote:

G. Riki HOKAMA Chair	Robert CARROLL Vice-Chair	Michelle ANDERSON	Jo Anne JOHNSON	Dain P. KANE	Dennis A. MATEO	Michael J. MOLINA	Joseph PONTANILLA	Charmaine TAVARES
Aye	Aye	Aye	Aye	Aye	Aye	Aye	Aye	Aye

2. Was transmitted to the Mayor of the County of Maui, State of Hawaii, on the 23rd day of May, 2005.

DATED AT WAILUKU, MAUI, HAWAII, this 23rd day of May, 2005.

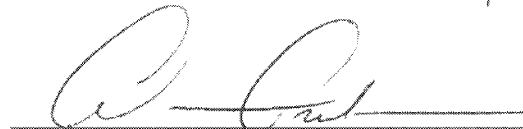


G. RIKI HOKAMA, CHAIR
Council of the County of Maui



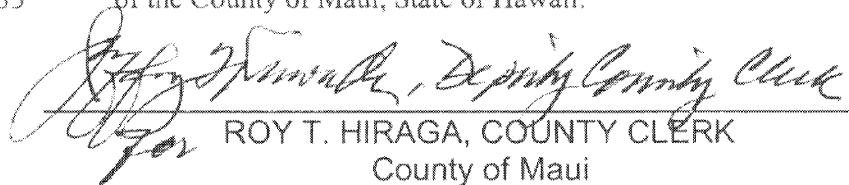
ROY T. HIRAGA, COUNTY CLERK
County of Maui

THE FOREGOING BILL IS HEREBY APPROVED THIS 29 DAY OF May, 2005.



ALAN M. ARAKAWA, MAYOR
County of Maui

I HEREBY CERTIFY that upon approval of the foregoing BILL by the Mayor of the County of Maui, the said BILL was designated as ORDINANCE NO. 3285 of the County of Maui, State of Hawaii.


ROY T. HIRAGA, COUNTY CLERK
County of Maui

Passed First Reading on May 16, 2005.
Effective date of Ordinance July 1, 2005.

RECEIVED
2005 MAY 23 PM 3: 58

I HEREBY CERTIFY that the foregoing is a true and correct copy of Ordinance No. 3285, the original of which is on file in the Office of the County Clerk, County of Maui, State of Hawaii.

Dated at Wailuku, Hawaii, on

County Clerk, County of Maui

ORDINANCE NO. 3286

BILL NO. 42 (2005)

A BILL FOR AN ORDINANCE AMENDING TITLE 3, MAUI COUNTY CODE,
PERTAINING TO THE FIRST-TIME HOME BUYERS FUND

BE IT ORDAINED BY THE PEOPLE OF THE COUNTY OF MAUI:

SECTION 1. Title 3, Maui County Code, is amended by adding a
new chapter to be appropriately designated and to read as follows:

"Chapter 3.30

FIRST-TIME HOME BUYERS FUND

Sections:

- 3.30.010 Fund established.
- 3.30.020 Purpose.
- 3.30.030 Administration.

3.30.010 Fund established. There is established
and created a fund to be known as the "first-time home
buyers fund".

3.30.020 Purpose. A. The council finds that:

1. The County has experienced a significant
increase in the sales price of single-family
residences and that substantial savings for a down
payment is required for a home purchase.

2. Families not exceeding one hundred twenty
percent of the median annual income in the County
find it nearly impossible to save for a down
payment.

3. The establishment of the first-time home
buyers fund is in the public interest because it
will assist in expanding the privilege of home
ownership to individuals of low and moderate income
levels by providing low interest loans.

B. In adopting each fiscal year's budget and
capital program, the council may make appropriations to
the fund. Any balance remaining in this fund at the end
of the fiscal year shall not lapse, but shall remain in
the fund, and may accumulate from year to year.

3.30.030 Administration. A. The director of
finance shall establish a separate account to record
revenues and supplemental transfers credited to, and

expenditures made from, the fund."

SECTION 2. This ordinance shall take effect upon its approval.

APPROVED AS TO FORM AND LEGALITY:



TRACI FUJITA VILLAROSA
First Deputy Corporation Counsel
County of Maui

S:\ALL\TPV\Ord\Homebuyer3.wpd

WE HEREBY CERTIFY that the foregoing BILL NO. 42 (2005)

RECEIVED

2005 MAY 23 PM 3:50

1. Passed FINAL READING at the meeting of the Council of the County of Maui, State of Hawaii, held on the 23rd day of May, 2005, by the following vote:

G. Riki HOKAMA Chair	Robert CARROLL Vice-Chair	Michelle ANDERSON	Jo Anne JOHNSON	Dain P. KANE	Dennis A. MATEO	Michael J. MOLINA	Joseph PONTANILLA	Charmaine TAVARES
Aye	Aye	Aye	Aye	Aye	Aye	Aye	Aye	Aye

2. Was transmitted to the Mayor of the County of Maui, State of Hawaii, on the 23rd day of May, 2005.

DATED AT WAILUKU, MAUI, HAWAII, this 23rd day of May, 2005.


G. RIKI HOKAMA, CHAIR
Council of the County of Maui


ROY T. HIRAGA, COUNTY CLERK
County of Maui

THE FOREGOING BILL IS HEREBY APPROVED THIS 29 DAY OF May, 2005.


ALAN M. ARAKAWA, MAYOR
County of Maui

I HEREBY CERTIFY that upon approval of the foregoing BILL by the Mayor of the County of Maui, the said BILL was designated as ORDINANCE NO. 3286 of the County of Maui, State of Hawaii.


for ROY T. HIRAGA, COUNTY CLERK
County of Maui

Passed First Reading on May 16, 2005.
Effective date of Ordinance May 29, 2005.

I HEREBY CERTIFY that the foregoing is a true and correct copy of Ordinance No. 3286, the original of which is on file in the Office of the County Clerk, County of Maui, State of Hawaii.

Dated at Wailuku, Hawaii, on

County Clerk, County of Maui

RECEIVED

ORDINANCE NO. 3287

BILL NO. 43 (2005)

A BILL FOR AN ORDINANCE RELATING TO SALARIES
OF PERSONNEL IN THE OFFICE OF COUNCIL SERVICES
AND OTHER COUNCIL STAFF

BE IT ORDAINED BY THE PEOPLE OF THE COUNTY OF MAUI:

SECTION 1. Section 2.08.050, Maui County Code, is amended to read as follows:

“2.08.050 Positions.

The council services staff shall serve under the director of council services [and may consist of committee secretaries, council aides, council services clerks, legislative attorneys, legislative analysts, supervising committee secretaries, supervising council services clerks, and supervising legislative analysts.], and shall be subject to a pay plan established by ordinance, as well as the general authority of the chair of the council as chief administrative officer of the legislative branch.”

SECTION 2. Section 2.08.060, Maui County Code, is amended by amending subsections A and B to read as follows:

“A. The following pay plan for the director of council services [director], council services staff, and legislative aides is established.

Pay Plan

Director of council services [CR-8](set by ordinance)
Supervising legislative analyst CR-7
Legislative attorney CR-6
Legislative analyst CR-5
Computer administrator CR-5
Supervising committee secretary CR-4
Committee secretary CR-3
Council services supervisor CR-8
Supervising council services clerk CR-2
Council services technician CR-3
Council services clerk CR-1
Council aide CR-0
Council executive assistant (variable)
Council services assistant (variable)

B. The following pay ranges [for the director of council services and staff] are established:

1. The annual salary for the director of council services[, pay range CR-8,] shall be equal to the salary for level 2 directors as determined by the salary commission.

2. The salaries or other compensation of council executive assistants shall be set by the Council member directly supervising the position, subject to availability of funding.

3. The salaries or other compensation of council services assistants may be set by the director of council services, with the approval of the council chair, but shall not exceed 150 percent of the minimum wage.

4. The pay schedule for all other positions shall be as follows:

Pay Ranges
Annual Rates in Dollars

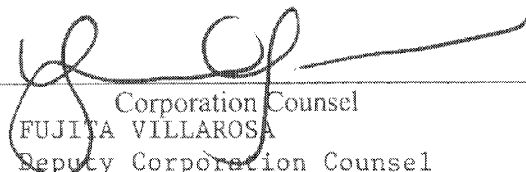
Effective [January 2,] July 1, 2005

Steps	CR-0	CR-1	CR-2	CR-3	CR-4	CR-5	CR-6	CR-7	CR-8
A	35,424	27,984	34,068	32,760	35,424	33,648	46,056	53,880	<u>49,812</u>
B	36,840	29,136	35,424	34,068	36,840	36,360	50,090	56,040	<u>51,816</u>
C	38,328	30,276	36,840	35,424	38,328	39,336	54,125	58,248	<u>53,880</u>
D	39,864	31,512	38,328	36,840	39,864	42,576	58,159	60,612	<u>56,040</u>
E	41,472	32,760	39,864	38,328	41,472	46,056	62,194	63,048	<u>58,248</u>
F	43,092	34,068	41,472	39,864	43,092	49,812	66,228	65,568	<u>60,612</u>
G	44,832	35,424	43,092	41,472	44,832	51,816	70,262	68,172	<u>63,048</u>
H	46,620	36,840	44,832	43,092	46,620	53,880	74,297	70,884	<u>65,568</u>
I	48,492	38,328	46,620	44,832	48,492	56,040	78,331	73,728	<u>68,172</u>
J	50,448	39,864	48,492	46,620	50,448	58,248	82,366	76,680	<u>70,884</u>
K	52,428	41,472	50,448	48,492	52,428	60,612		79,740	
L	54,540	43,092	52,428	50,448	54,540	63,048			
M						65,568			

SECTION 3. Material to be repealed is bracketed. New material is underscored. In printing this bill, the County Clerk need not include the brackets, the bracketed material or the underscoring.

SECTION 4. This ordinance shall be effective July 1, 2005.

APPROVED AS TO FORM AND LEGALITY



Corporation Counsel
TRACI FUJITA VILLAROSA
First Deputy Corporation Counsel

ocs:mgt:budget:fy2006:sal-ord

RECEIVED

WE HEREBY CERTIFY that the foregoing BILL NO. 43 (2005)

2005 MAY 23 PM 3: 59

1. Passed FINAL READING at the meeting of the Council of the County of Maui, State of Hawaii, held on the 23rd day of May, 2005, by the following vote:

G. Riki HOKAMA Chair	Robert CARROLL Vice-Chair	Michelle ANDERSON	Jo Anne JOHNSON	Dain P. KANE	Dennis A. MATEO	Michael J. MOLINA	Joseph PONTANILLA	Charmaine TAVARES
Aye	Aye	Aye	Aye	Aye	Aye	Aye	Aye	Aye

2. Was transmitted to the Mayor of the County of Maui, State of Hawaii, on the 23rd day of May, 2005.

DATED AT WAILUKU, MAUI, HAWAII, this 23rd day of May, 2005.



G. RIKI HOKAMA, CHAIR
Council of the County of Maui



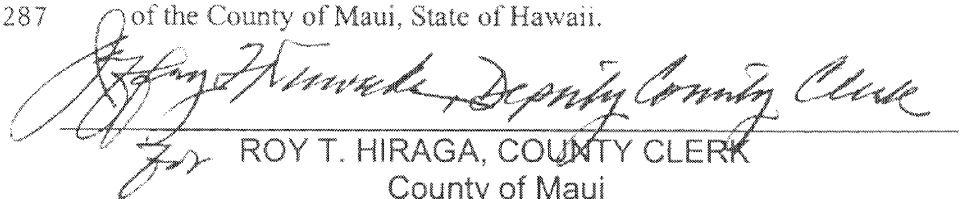
ROY T. HIRAGA, COUNTY CLERK
County of Maui

THE FOREGOING BILL IS HEREBY APPROVED THIS 29 DAY OF May, 2005.



ALAN M. ARAKAWA, MAYOR
County of Maui

I HEREBY CERTIFY that upon approval of the foregoing BILL by the Mayor of the County of Maui, the said BILL was designated as ORDINANCE NO. 3287 of the County of Maui, State of Hawaii.


for ROY T. HIRAGA, COUNTY CLERK
County of Maui

Passed First Reading on May 16, 2005.
Effective date of Ordinance July 1, 2005.

I HEREBY CERTIFY that the foregoing is a true and correct copy of Ordinance No. 3287, the original of which is on file in the Office of the County Clerk, County of Maui, State of Hawaii.

Dated at Wailuku, Hawaii, on

County Clerk, County of Maui

RECEIVED
2005 MAY 23 PM 3: 59

ORDINANCE NO. 3290

BILL NO. 46 (2005)

A BILL FOR AN ORDINANCE AMENDING
SECTION 6.20.020, MAUI COUNTY CODE,
RELATING TO COLLECTION SERVICE FOR A DOG OR CAT

BE IT ORDAINED BY THE PEOPLE OF THE COUNTY OF MAUI:

SECTION 1. Section 6.20.020, Maui County Code, is amended to
read as follows:

"6.20.020 Service charge. Prior to or at the time
of collection of a dog or cat, a service charge [of five
dollars] as set forth in the annual budget ordinance
shall be paid for the collection service. It shall be
the responsibility of the person requesting the
collection service to deliver the dog or cat in a clean
and sanitary manner."

SECTION 2. Material to be repealed is bracketed. New
material is underscored. In printing this bill, the County Clerk
need not include the brackets, the bracketed material, or the
underscoring.

SECTION 3. This ordinance shall take effect upon approval.

APPROVED AS TO FORM AND LEGALITY



TRACI FUJITA VILLAROSA
First Deputy Corporation Counsel
County of Maui

S:\CLERICAL\PUK\ORDS\6.20.020.wpd

WE HEREBY CERTIFY that the foregoing BILL NO. 46 (2005)

ORDINANCE NO. 3291

BILL NO. 47 (2005)

A BILL FOR AN ORDINANCE AMENDING
SECTION 5.12.030, MAUI COUNTY CODE,
RELATING TO VENDORS FEES-EXCEPTIONS

BE IT ORDAINED BY THE PEOPLE OF THE COUNTY OF MAUI:

SECTION 1. Section 5.12.030, Maui County Code, is amended to
read as follows:

"5.12.030 Fees--Exceptions. A. Except as otherwise provided in this section, the fees for a license to vend shall be charged annually and shall be as set forth in the annual budget.

B. Waiver of Fees. The fees specified in this section are hereby waived for all vendors of newspapers of general circulation. Members of any religious, charitable, or educational organization or institution duly registered with the director of commerce and consumer affairs of the state of Hawaii and in compliance with chapter 467B, H.R.S., and athletic clubs, high school clubs, and social clubs are exempted from any regulation of vending activity which is not regularly engaged in or carried on by or on behalf of such organization or institution.

C. Exceptions. No license shall be required of persons vending only fish, fresh fruits, leis, flowers, or vegetables[, nor of any person who has reached the age of sixty years;] provided that upon request a license may be issued to such exempted persons at no charge. However, all persons exempted herein are not excluded from compliance with other provisions of this ordinance."

SECTION 2. Material to be repealed is bracketed. In printing this bill, the County Clerk need not include the brackets or the bracketed material.

SECTION 3. This ordinance shall take effect upon approval.

APPROVED AS TO FORM AND LEGALITY

A handwritten signature in black ink, appearing to read 'Traci Fujita Villarosa', written over a horizontal line.

TRACI FUJITA VILLAROSA
First Deputy Corporation Counsel
County of Maui

S:\CLERICAL\PJR\ORDS\5.12.030.wpd

RECEIVED

WE HEREBY CERTIFY that the foregoing BILL NO. 47 (2005)

2005 MAY 23 PM 4:00


1. Passed FINAL READING at the meeting of the Council of the County of Maui, State of Hawaii, held on the 23rd day of May, 2005, by the following vote:

G. Riki HOKAMA Chair	Robert CARROLL Vice-Chair	Michelle ANDERSON	Jo Anne JOHNSON	Dain P. KANE	Dennis A. MATEO	Michael J. MOLINA	Joseph PONTANILLA	Charmaine TAVARES
Aye	Aye	Aye	Aye	Aye	Aye	Aye	Aye	Aye

2. Was transmitted to the Mayor of the County of Maui, State of Hawaii, on the 23rd day of May, 2005.

DATED AT WAILUKU, MAUI, HAWAII, this 23rd day of May, 2005.

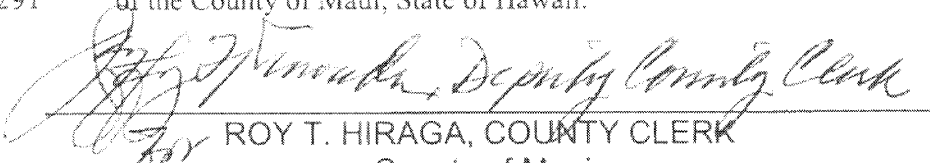

G. RIKI HOKAMA, CHAIR
Council of the County of Maui


ROY T. HIRAGA, COUNTY CLERK
County of Maui

THE FOREGOING BILL IS HEREBY APPROVED THIS 29 DAY OF May, 2005.


ALAN M. ARAKAWA, MAYOR
County of Maui

I HEREBY CERTIFY that upon approval of the foregoing BILL by the Mayor of the County of Maui, the said BILL was designated as ORDINANCE NO. 3291 of the County of Maui, State of Hawaii.


ROY T. HIRAGA, COUNTY CLERK
County of Maui

Passed First Reading on May 16, 2005.
Effective date of Ordinance May 29, 2005.

I HEREBY CERTIFY that the foregoing is a true and correct copy of Ordinance No. 3291, the original of which is on file in the Office of the County Clerk, County of Maui, State of Hawaii.

Dated at Wailuku, Hawaii, on

County Clerk, County of Maui

RECEIVED
MAY 23 2005
COUNTY CLERK
COUNTY OF MAUI

ORDINANCE NO. 3292

BILL NO. 48 (2005)

A BILL FOR AN ORDINANCE AMENDING
SECTION 3.24.030, MAUI COUNTY CODE,
RELATING TO MOTOR VEHICLE WEIGHT TAX RATES

BE IT ORDAINED BY THE PEOPLE OF THE COUNTY OF MAUI:

SECTION 1. Section 3.24.030, Maui County Code, is
amended by amending subsection A to read as follows:

"A. All of the following described vehicles located in the County at the time of registration shall be subject to an annual tax, computed according to the net weight of each vehicle in the manner provided in this section, to be paid by the owners thereof, which tax shall be collected by the director of finance, or deputy, and which tax shall become due and payable on January 1st and must be paid before April 1st in each year:

1. [Motor vehicles designed solely for carrying passengers (which classification shall include automobiles, buses, ambulances and hearses) one and one-quarter cents per pound of such net weight;] Passenger vehicles, and trucks and non commercial vehicles not exceeding 6,500 pounds, a fee as set forth in the annual budget ordinance; and

2. [Motor vehicles and other vehicles designed for carrying property or for purposes other than the carriage of passengers (including trucks, truck tractors and road tractors, trailers and semi-trailers) two cents per pound of such net weight.] For all other vehicles, a fee as set forth in the annual budget ordinance."

SECTION 2. Material to be repealed is bracketed. New material is underscored. In printing this bill, the County Clerk need not include the brackets, the bracketed material, or the underscoring.

SECTION 3. This ordinance shall take effect upon approval.

APPROVED AS TO FORM AND LEGALITY



TRACI FUJITA VILLAROSA
First Deputy Corporation Counsel
County of Maui

S:\CLERICAL\PUK\ORDS\3.24.030.wpd

RECEIVED

WE HEREBY CERTIFY that the foregoing BILL NO. 48 (2005)

2005 MAY 23 PM 4:00


1. Passed FINAL READING at the meeting of the Council of the County of Maui, State of Hawaii, held on the 23rd day of May, 2005, by the following vote:

G. Riki HOKAMA Chair	Robert CARROLL Vice-Chair	Michelle ANDERSON	Jo Anne JOHNSON	Dain P. KANE	Dennis A. MATEO	Michael J. MOLINA	Joseph PONTANILLA	Charmaine TAVARES
Aye	Aye	Aye	Aye	Aye	Aye	Aye	Aye	Aye

2. Was transmitted to the Mayor of the County of Maui, State of Hawaii, on the 23rd day of May, 2005.

DATED AT WAILUKU, MAUI, HAWAII, this 23rd day of May, 2005.

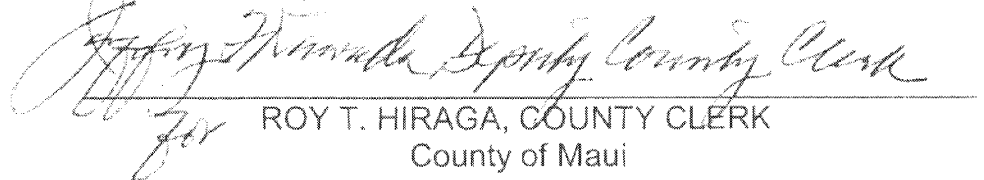

G. RIKI HOKAMA, CHAIR
Council of the County of Maui


ROY T. HIRAGA, COUNTY CLERK
County of Maui

THE FOREGOING BILL IS HEREBY APPROVED THIS 29 DAY OF May, 2005.


ALAN M. ARAKAWA, MAYOR
County of Maui

I HEREBY CERTIFY that upon approval of the foregoing BILL by the Mayor of the County of Maui, the said BILL was designated as ORDINANCE NO. 3292 of the County of Maui, State of Hawaii.


ROY T. HIRAGA, COUNTY CLERK
County of Maui

Passed First Reading on May 16, 2005.
Effective date of Ordinance May 29, 2005.

I HEREBY CERTIFY that the foregoing is a true and correct copy of Ordinance No. 3292, the original of which is on file in the Office of the County Clerk, County of Maui, State of Hawaii.

Dated at Wailuku, Hawaii, on

County Clerk, County of Maui

RECEIVED
MAY 23 2005
COUNTY CLERK
COUNTY OF MAUI